App. F. IX-4

Previous References

1936 (RA)

RA File No. 102-60

Serial Nos. 1 and 2

Letter References.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 2

P. 216

K-E

Part B for February 1941

SUBJECT.

APPEAL PETITIONS AGAINST THE DECISIONS OF THE RETURNING OFFICERS

Slip 2 — (Diary No 975)
Letter No 3332 dated 20.1.41 from the Huzur Secretary to His Highness the Maharaja requiring the file relating to the rejection of nomination of candidature of the RA and Co

WD-0418—GPB—22,500—29-8-36

General and Revenue Secretariat
R. A. & L. C.

APPEAL PETITIONS AGAINST THE DECISIONS OF THE RETURNING OFFICERS.

RA File No. 103 of 1940. 4647/RA 628/41 [App. F. III-2

Serial No.

1) The petitions received from several of the candidates appealing to Government against the decisions of the Returning Officers of ~~several~~ the constituencies are put up with a statement showing the grounds on which they have been rejected.

2) Under the provisions of the L.C. and the R.A. Rules, 1940, the decisions of the Returning Officers in these matters are final and no appeal lies to Government. The only remedy open to the rejected candidates is to file an election petition before Government, under Rule ~~151~~ 151 of the L.C. Rules and Rule 172 of the R.A. Rules, respectively after the declaration of the results of election

3) If approved, an endorsement will be issued to each of the petitioners accordingly.

DSO 11.1.41

Subd to the Law Secy.

The statement of applications and telegrams is put up for perusal.

I Member) Hm 2 11/1/41.

Seventy three appeal petitions have been received against the decisions of the Returning Officers of the various constituencies in the State. The rules do not confer any power on the Government to entertain such petitions and to revise the orders of the Returning Officers, such orders being of a judicial nature. A legal remedy for getting such orders revised is provided by the rule 171 of the Representative Assembly Rules and rule 150 of the Legislative Council Rules. According to these rules no election shall be called in question except by an election petition presented in accord-

NOTE—Contd. Sheet.

Appeal Petitions against the decisions of the Returning Officers

RA File No. 103 628 of 1940-41

General and Revenue Secretariat
R. A. & L. C.

Serial No.

accordance with the provisions of the rules.

An endorsement may be given to the parties drawing their attention to this rule.

Draft of an endorsement is put up for orders.

JKW 15/1

Law Secy) R. 182 of L.C. & 203 of R.A. Rules has no application and even a fresh rule be framed it cannot have any retrospective effect May be approved.

I Member) Hm 2 15/1/41.

JKW 15/1

RLL. 15/1/41

Hm 2 15/1/41

Issue the endorsement to-day alone

JKW 16/1

RL 2099 – 2173 & 2174 – 92 & 16.1.41

Letter No 3832 dated 20.1.1941 from the Huzur Secretary returning the file relating the notices of candidature of the RA. and the L.C.

Since endorsements have been issued to all the petitioners, the file, if approved will be recorded

DOR 20.2.41 Law Secy) JKW 12/2

Hm 2 11/2/41. JKW 12/2

JAN 15 1941
No. 7076

The draft rule ~~pro~~which was circulated ~~but~~ not approved is also in the file.

Hm 2 15/1/41

B 12.2.1941

OFFICE OF THE SECRETARY

G.R:S. III—3]
R. A. & L. C.

RA 103-40-1

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

D.975/RL

The Palace,
Mysore, 20th January 1941.

NO. 3332
Enc one file

Dear Mr. Narayana Rao,

I return herewith, with thanks, the file relating to the rejection of notices of candidature, received with your letter dated the 19th instant.

Yours sincerely,

H.V. Narayana Rao, Esq., B.A.,LL.B.,
Secretary to Government, Law Department,
Bangalore.

For perusal

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

2099-2173. ENDORSEMENTS.

To

The Petitioners noted below:-

1. Mr. Abdul Rahman Khan, Kankanhalli Taluk.
2. Mr. B. Gange Gowda, Jodi Bysandra.
3. Mr. Baragur Thimma.
4. " Jwalnaiah.
5. " M. S. Jayarajachar.
6. " T. S. Sampathkumarana
7. " D. Venkata Reddi.
8. " Venkatarayappa.
9. " B.L. Narayanaswami.
10. " Venkatarayappa, Chintamani.
11. " Maniappa.
12. " C. K. Balakrishnan.
13. " Murukal Murigappa.
14. " Abdul Rahim.
15. " H.S. Aziz Khan.
16. " G. Veerappa.
17. " C. Mahomed Chaman.
18. " Lingappa Gowda.
19. " Manje Gowda.
20. " M.C. Basaviah.

16
6

Mr. Ankam Sanginva Setti.

" M/s. Nanje Gowda & Basave Gowda.

" K. Kesava Murthi.

" B. Venkata Ranga Setti.

" B. Venkataramiengar.

" H.R. Dasegowda.

" H.T. Tirthappa.

" G.V. Mahomed Nazi.

" H.K. Veeranna Gowda.

" P. Sitharamiah.

16-1-1941.

" Khaji Syed Usuff, Goribidanur Taluk.

" Patel Malle Gowda, Maddur Taluk.

" Abdul Khader Saheb, Mysore.

" Marisami Gowder, Maddur Taluk.

Mrs. Thayamma Veeranna Gowda.

Mr. B. Ramaiya, Srirangapatam.

" Ja. Jaware Gowdar, Holahi.

" P. Venkatagiraiah, Mandya.

" Y.C. Mariyappa, French Rocks.

" C. Karegatte Gowda, Srirangapatam Taluk.

" K.H. Kapinaiah, French Rocks.

" Subbiah, Malavalli.

43 Mr. S.K. Sidde Gowda, Krishnarajapet Taluk.

44 " Mari Gowda, Chandargol.

45 " Nagapuri Govinda Gowda, Nagamangala Taluk.

46 " K. Narase Gowda, Tatahalli.

47 " K. M. Krishnappa Gowda, Kardahalli.

48 " P. Puttanna, Malavalli Taluk.

49 " Puttasami Gowda, Mandya.

50 " K. S. Subbe Gowder, Krishnarajpet.

51 " H.M. Ghous Mohiyuddin.

52 " S. Veerabasappa, Chitaldrug.

53 " K. Rangappa, Holalkere.

54 " Gowdahalli, Dasappa, Ramgiri.

55 " Kenchappa, Holalere.

56 " Pendepalli Hanumanthappa, Chitaldrug.

57 " G.M. Jambulingiah, Holalkere.

58 " Ranga Rao, Chitaldrug.

59 " Ranga Rao, Chitaldrug.

60 " Gurusiddappa, Chitaldrug.

61 " Marulappa Lingappa, Chiliahalli.

62 " G. Puttappa, Harihar.

63 " Kemareddy, Saranappa, Molakalmuru.

64 " G.V. Vishabhadrappa, Chitaldrug.

65 " Abdul Rahim, Chitaldrug.

66 Mr. Mahomed Moosa Sab, Challakere.

67 " G. Channamallappa, Chitaldrug.

68 " Kallingappa, Jalur.

69 " Bhari C. Basappa, Molakalmoore

70 " R. P. Palakshan, Davangere.

71 " G. Chennamallappa, Chitaldrug.

72 " Anabhere Kenchappa, Davangere.

73 " Mahighatt Lingappa Gowder, Bellur.

2174-2217. 74 " Puttappa Bin Karavattappa, Harihar.

75 Mr. Murugappa Munkal Bin Mahalingappa, Harihar.

76 Mr. L. S. Venkatasubbiah, Hiriyur.

77 " B. Manjappa, Mudugere Taluk.

78 Mrs. Indiramma, Chitaldrug.

79 K. Kenchappa, Advocate, Chitaldrug.

80 Mr. Gurusiddappa Bin Siddaramappa.

87 " H. B. Veerabhadrappa, Tarikere.

82 " G. Chennamallappa, Chellakere.

83 " K.T. Sathyanarayana Setty, Birur.

84 " Lingappa, Marulappa, Holalkere.

85 " K. V. Subramanya Swami, Kunigal.

86 " C. Doddakenchappa, Challakere.

87 " Pennappa Bin Puttappa.

88 Sri Bale Lingamma, Chikballapur.

89 Mr. C. Abdul Rahim, Chitaddrug.

90 Mr. Rayara Kempanna, Bowringpet Taluk.

91 Mr. Chennagourappa Bin Sangappa.

92 " T.C. Basappa.

93 " Abdul Rahim, Merchant and Municipal Councillor, Chitaldrug.

94 " Ododemappa Bin Advappa, Challakere Taluk.

95 " K.A. Venugopala Setty, Bowringpet.

96 " K.R. Sreenivasan, Pleader, Kolar.

97 Mrs. K. Basamma, Zamindar and Coffee Planter, Toramamane Village.

98 Mr. Erayya, Adikarnataka, Ambale Village,

99 " C. Abdul Rahim, Vice President, Municipal Council, Chitaldrug.

100 " Katte Mallappa, Vice President and District Board Member, Holalkere.

101 " C.V. Srinivasan, C/o C.V. Raman, Esq., Municipal Councillor, Channajanagar.

102 Messrs. T. Abdan Sheriff, Challakere.

103 B. Padmakshayya bin B.Dave Gowda, Avati Hobli

M. Rama Das, Hiriyur Village.

105 — H. S. Aziz Khan, Davangere.

106 — T. Abdul Rahman Khan, Kankanhalli Taluk.

107 — Moulvisha Abdul Hassan, Mysore.

108 — C. Doddakunchappa, Challakere.

9 — B. Venkata Reddy, Varadahalli, Chikballapur Taluk.

110 — Mr. Muniyappa, Chikballapur,

111 — " G.V. Mahomed Nasin, T. Narsipur Taluk.

112 — " Rayara Kempanna Holible, Bowringpet Taluk.

113 — K.C. Mahomed Mossa Saheb, Challakere.

(11

Rl 2099-2173 dated 13th January 1941

Rl 2174 - 92 dated 16-1-1941

ENDORSEMENT

With reference to his petition dated.....

.....Mr.....'s attention is invited to Rule 171 of the R.A. Rules, 1940 (Rule 150 of the L.C. Rules, 1940) and he is hereby informed that ~~he may file an election petition in accordance with the Representative Assembly Rules (Legislative Council Rules).~~

the Government cannot therefore interfere with the order of the Returning officer.

By Order,

13/1/41.
Secretary to Government,
Law Department.

15/1

~~HR.~~ Endorsement. Granted to

25th reference to his petition dated..... complaining that his notices of candidature to the ~~Representative Assembly~~ Legislative Council had been rejected by the Returning Officer Mr. ------ is informed that Govt cannot under the Rules, interfere in the matter.

By Order

13-1-41.
Secretary to Govt
Law Deptt.

15/1/41

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

12 #

General & Revenue Secretariat,

No; Bangalore, Dated,

ENDORSEMENT.

Granted to

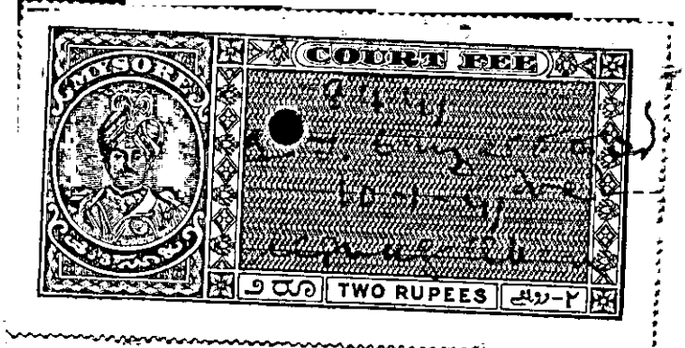
With reference to his petition dated..... complaining that his notice of candidature to the Representative Assembly/Legislative Council had been rejected by the Returning Officer, Mr..... is informed that Government cannot, under the Rules, interfere in the matter.

By Order,

2/10/41.

Secretary to Government,
Law Department.

HKR/



BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

Petitioner:

T. Abdul Rahman Khan,
s/o Budan Khan, residing at Chikkamudawadi,
KANKAN HALLI TALUK.

UNDER RULE 203 OF CHAPTER X OF THE REPRESENTATIVE ASSEMBLY RULES, 1940, THE PETITIONER, abovenamed most respectfully begs to state as follows:

1. The Petitioner was a Candidate for election to the Mysore Representative Assembly from Chennapatna cum Kankanhalli Constituency (Mohammadan Constituency) and he actually delivered to the Returning Officer his intimation of candidature on the 2nd of January, 1941 in the form prescribed under the rules.

2. The petitioner has complied with all the provisions in the rules governing this matter and his intimation of candidature is valid and is entitled to be upheld.

3. The scrutiny into his intimation of candidature was held yesterday in the Office of the Returning Officer and his notice of intimation of candidature has been rejected by the said Officer.

4. The ground urged in support of such rejection is not valid under the rules and otherwise insufficient to reject his intimation of candidature.

5. The petitioner's notice of candidature has been rejected on the ground that the same was presented after 3 p.m., on the 2nd of January 1941. The petitioner urges the following in connection herewith in support of his notice of candidature:

a) The petitioner presented himself in the Office of the Returning Officer on the 2nd of January 1941 with his notice of candidature - accompanied by the Treasury Challan in token of the deposit of the amount required under the rules, before 3 p.m. The Returning Officer was otherwise engaged and not therefore available till about 4 p.m., and the petitioner presented his notice immediately after the said Officer became available to him.

b) Even otherwise the interpretation put upon the rule that the notices should be presented between the hours of 11 and 3 p.m. on any day prior to the 3rd of January 1941 is not reasonable. Such notices should be deemed to have been presented in time. It is also learnt that similar instances have been liberally dealt with else-where. It is also learnt that instructions have been issued in this behalf directing that notices of candidature delivered after 3 p.m. before the 3rd of January 1941 ought to be construed as being filed in time.

c) The Returning Officer has not purported to act under rule 90 of the aforesaid rules in that he did not choose to reject the notice delivered by the petitioner. This conduct amounted to inducing the petitioner to believe, bona fide, that his application was not irregular on that ground.

d) In view of the fact that there was provision for the delivery of the notice of candidature by post, it is clear that the time factor was not of material import once provided such delivery was made before the 3rd of January, 1941.

e) It would be equittable to grant the application.

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6. The Returning Officer did not bring any other ground of rejection to the notice of the petitioner and did not obtain his explanation in that connection. The petitioner was present at the time of scrutiny.

7. The Petitioner requested the Returning Officer that he may be kindly granted a copy of the order made in this connection. He was however directed to appeal notwithstanding that no such copy of the order was made available to him.

8. The petitioner respectfully urges that the interpretation of these rules by the Returning Officer is not correct and that there is a case for the Government to give a decision on this question of interpretation.

In these circumstances the Petitioner prays that the Government of His Highness the Maharaja may be pleased to interpret the rules such as to admit of the petitioner's notice of candidature and to direct the Returning Officer to accept his notice of candidature as valid and thereafter to proceed according to the rules.

Bangalore,
Dated: 11th Jan., 1941

J. Abdul Rahaman Khan.

I, the petitioner abovenamed, do hereby declare that what is stated above is true to the best of my information, knowledge and belief.

J. Abdul Rahaman Khan.

Bangalore,
Dated: 11th Jan.,1941

9421/41

OFFICE OF THE DEWAN OF MYSORE,

Pct. No. 2050

Dated, 15th January 1941

SECY. LAW DEPT. 17 JAN. 1941 GOVT OF MYSORE

The accompanying petition addressed to the Dewan is forwarded, with compliments, to the Secretary to Government Law Department, for favour of disposal.

Mr D.S.

By Order,

M. S. Malla Raj Urs

For Private Secretary to the Dewan.

HE 942/RL

OFFICE OF T E DEWAN
OF ...E.
Date of receipt 15-1-41
2050

To
Amin-ul-Mulk,
Sir Mirza M. Ismail, K.C.I.E.,O.B.E.,
Dewan of Mysore,
BANGALORE.

Petitioner: T. Abdul Rahman Khan,
Son of Budan Khan, residing at
Chikkamudawadi,
KANKANHALLI TALUK.

duplicate

UNDER RULE 203 OF CHAPTER X OF THE REPRESENTATIVE ASSEMBLY RULES, 1940, THE PETITIONER, abovenamed most respectfully begs to state as follows:

Dime

1. The Petitioner was a Candidate for election to the Mysore Representative Assembly from Chennapatna cum Kankanhalli Constituency (Mohammedan Constituency) and he actually delivered to the Returning Officer his intimation of candidature on the 2nd January, 1941 in the form prescribed under the rules.

2. The petitioner has complied with all provisions in the rules governing this matter and his intimation of candidature is valid and is entitled to be upheld.

3. The scrutiny into intimation of candidature was held on 10-1-1941 in the Office of the Returning Officer and his notice of intimation of candidature has been rejected by the said Officer.

4. The ground urged in support of such rejection is not valid under the rules and otherwise insufficient to reject his intimation of candidature.

5. The petitioner's notice of candidature has been rejected on the ground that the same was presented after 3 p.m., on the 2nd of January 1941. The Petitioner urges the following in connection herewith in support of his notice of candidature:

a) The petitioner presented himself in the Office of the Returning Officer on the 2nd of January 1941 with his notice

of candidature accompanied by the Treasury Challan in token of the deposit of the amount required under the rules, before 3 p.m. The Returning Officer was otherwise engaged and not therefore available till about 4 p.m., and the petitioner presented his notice immediately after the said Officer became available to him.

b) Even otherwise the interpretation put upon the rule that the notices should be presented between the hours of 11 and 3 p.m. on any day prior to the 3rd of January 1941 is not reasonable. Such notices should be deemed to have been presented in time. It is also learnt that similar instances have been liberally dealt with else-where. It is also learnt that instructions have been issued in this behalf directing that notices of candidature delivered after 3 p.m. before the 3rd of January 1941 ought to be construed as being filed in time.

c) The Returning Officer has not purported to act under rule 90 of the aforesaid rules in that he did not choose to reject the notice delivered by the petitioner. This conduct amounted to inducing the petitioner to believe, bona fide, that his application was not irregular on that ground.

d) In view of the fact that there was provision for the deli very of the notice of candidature by post, it is clear that the time factor was not of material importance provided such delivery was made before the 3rd of January 1941.

e) It would be equitable to grant the application.

6. The Returning Officer did not bring any other ground of rejection to the notice of the petitioner and did not obtain his explanation in that connection. The petitioner was present at the time of scrutiny.

7. The Petitioner requested the Returning Officer that he may be kindly granted a copy of the order made in this

connection. He was however directed to appeal notwithstanding that no such copy of the order was made available to him.

8. The petitioner respectfully urges that the interpretation of these rules by the Returning Officer is not correct and that there is a case for the Government to give decision on this question of interpretation.

In these circumstances the petitioner prays that the Government of His Highness the Maharaja may be pleased to interpret the rules such as to admit of the petitioner's notice of candidature and to direct the Returning Officer to accept his notice of candidature as valid and thereafter proceed according to the rules.

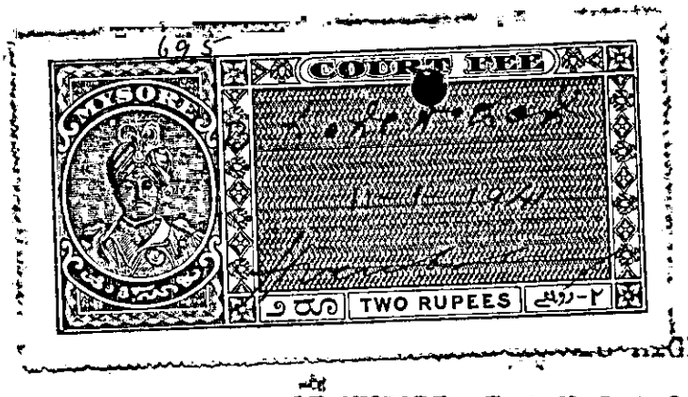
Bangalore,
14th January 1941.

J. Abdul Rahaman Khan

I, the petitioner abovenamed do hereby declare that what is stated above is true to the best of my information, knowledge and belief.

Bangalore,
14th January 1941.

J. Abdul Rahaman Khan



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MBC

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(2)

11/1/41

GHNESS THE MAHARAJA

OF MYSORE, B A N G A L O R E.

39

PETITIONER:- B. Gange Gowda Son of Gangamma,
Jodi Byrasandra, Kasba Hobli,
Nelamangala Taluk.

Date of Birth

Under Rule 203 of the Representative Assembly rules, 1940, the petitioner abovenamed begs to state as follows:

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand as a candidate for one of the available seats to the Representative Assembly from Nelamangala Taluk General rural constituency.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him to that effect.

3. That the ground taken up by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Ground of rejection: The ground of rejection is that the date of birth is not given in the notice of candidature.

The petitioner has given his age and could not give the date of his birth as he did not know it. The rules under which the notice of candidature is given, are particular about the age of the candidate being not less than 25 years. But no rule makes it imperative

2

imperative that the exact date of birth should be given. It is submitted that the interpretation of the rules relating to the age and date of birth and kindred matters is not correct and is otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept the notice of candidature of the petitioner and to proceed according to the rules.

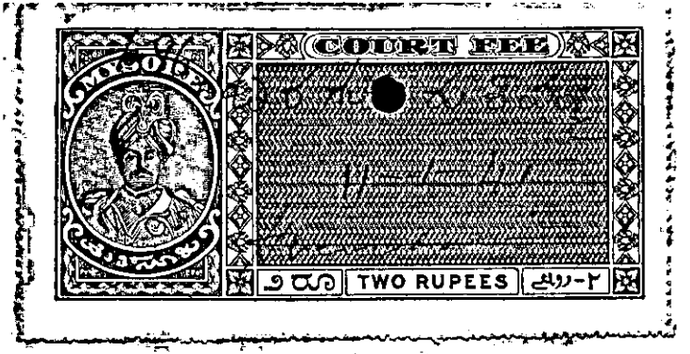
B a n g a l o r e,
Dated: 11th Jan.,1941

ಎ. ಸಂಜೀವಪ್ಪ

I, the petitioner abovenamed, hereby declare that what is stated above is true to the best of my information, knowledge and belief.

B a n g a l o r e,
Dated: 11th Jan.,1941.

ಎ. ಸಂಜೀವಪ್ಪ



OFFICE OF 644/R...

19

3

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

PETITIONER: Baragur Thimma, S/o Hollappa
Madalkote,
Nelamangala Taluk

Hm 2 11/1/41

Date of Births

Under Rule 203 of the Representative Assembly rules, 1940, the petitioner abovenamed begs to state as follows:

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand as a candidate for ~~one of the available seats~~ a reserved seat for the Depressed class to the Representative Assembly from Nelamangala Taluk General Rural Constituency.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him to that effect.

3. That the ground taken up by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Ground of rejection: The ground of rejection is that the date of birth is not given in the notice of candidature.

The petitioner has given his age and could not give the date of his birth as he did not know it. The rules under which the notice of candidature is given, are particular about the age of the candidate being not less than 25 years. But no rule makes it imperative

imperative that the exact date of birth should be given. It is submitted that the interpretation of the rules relating to the age and date of birth and kindred matters is not correct and is otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept the notice of candidature of the petitioner and to proceed according to the rules.

Bangalore,
Dated: 11th Jan.,1941

ಬರಹದಲ್ಲಿ ಸಹಿ

I, the petitioner abovenamed, hereby declare that what is stated above is true to the best of my information, knowledge and belief.

Bangalore,
Dated: 11th Jan.,1941.

ಬರಹದಲ್ಲಿ ಸಹಿ

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11

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJ OF MYSORE, B A N G A L O R E.

Petitioner: Gwalmiah,
Ramapur,
Goribidnur Taluk

41

Under Rule 203 of the Representative Assembly rules, 1940, the petitioner abovenamed begs to state as follows:

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand as a candidate for one of the available seats to the Representative Assembly from Goribidnur DK rural area.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him to that effect.

3. That the ground taken up by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Ground of rejection:- The ground of rejection is that the date of birth is not given in the proper form.

The ~~Another~~ ground of rejection is that while mentioning the particular of denomination in column 6 of the notice of candidature, the petitioner instead of merely stating 'General Community' has stated the same as 'Hindu' or 'Hindu with the sub-division concerned'. This has been held to be an irregularity justifying the rejection of the notice of candidature.

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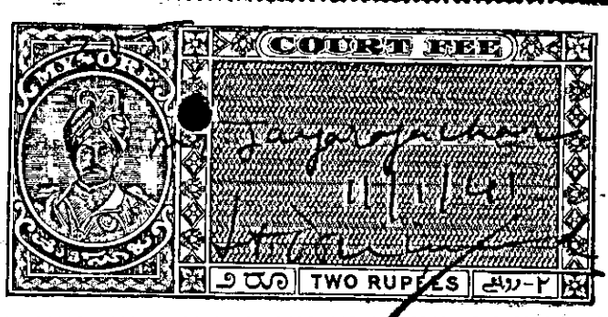
It may be pointed out that in the form of Notice of candidature contemplated and given in the schedule under rule 89 the 6th column refers to 'Denomination'. and in the note appended to that form it is suggested that the candidate should state 'whether Mohammadan, Indian Christian, European, Anglo-Indian or belonging to General Community', it cannot be said that it is made imperative by the rules that the candidate should be content with saying General Community and not give any other particular. At any rate it is far too much to say that this - description is such as to invalidate the notice of candidature. In fact the expression used in the Kannada form supplied to the candidates is even more suggestive. It asks that candidate should mention whether he belong to a general or other classes referred to therein. It is possible therefore that the candidate might bona fide believe that it was not the intention to ~~xxx~~ direct the use of a particular expression and no other description of the same.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept the notice of candidature of the petitioner and to proceed according to the rules.

Bangalore,
11th Jan., 1941.

I, the petitioner abovenamed, hereby declare that what is stated above is true to the best of my information, knowledge and belief.

Bangalore,
Dated: 11th Jan.,1941.



BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

B 21.

Petitioner:

M. S. Jayarayachar,
Malur
(Kolar District)

Under Rule 203 of the Representative Assembly rules, 1940, the petitioner abovenamed begs to state as follows:

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand as a candidate for one of the available seats to the Representative Assembly from Malur Taluk (Rural area).

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him to that effect.

3. That the ground taken up by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore at 1940 and the rules framed thereunder.

4. Ground of rejection:- The ground of rejection is that the date of birth is not given in the proper form, i.e. the date of birth is given; but the age is given as 54 years and that this was not correct since it represents the next birthday.

Another ground of rejection is that while mentioning the particular of denomination in column 6 of the notice of candidature, the petitioner instead of merely stating 'General Community' has stated the same as 'Hindu' or 'Hindu with the sub-division concerned'. This has been held to be an irregularity justifying the rejection of the notice of candidature.

It may be pointed out that in the form of notice of candidature contemplated and given in the schedule under rule 89 the 6th column refers to 'Denomination' and in the note appended to that form it is suggested that the candidate should state 'whether Mohammedan, Indian Christian, European, Anglo-Indian or belonging to General Community', it cannot be said that it is made imperative by the rules that the candidate should be content with saying General Community and not give any other particular. At any rate it is far too much to say that this description is such as to invalidate the notice of candidature. In fact the expression used in the Kannada form supplied to the candidates is even more suggestive. It asks that candidate should mention whether he belong to a general or other classes referred to therein. It is possible therefore that the candidate might bona fide believe that it was not the intention to make direct the use of a particular expression and no other description of the same.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rule in quetion correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept the notice of candidature of the petitioner and to proceed according to the rules.

Bangalore,
11th Jan., 1941.

I, the petitioner abovenamed, hereby declare that what is stated above is true to the best of my information, knowledge and belief.

Bangalore,
Dated: 11th Jan., 1941.

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

Petitioner:

T. S. Sampath Kumaran
Chikballapur

Under Rule 203 of the Representative Assembly rules, 1940, the petitioner abovenamed begs to state as follows:

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand as a candidate for one of the available seats to the Representative Assembly from Chikballapur Taluk (rural area).

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him to that effect.

3. That the ground taken up by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Ground of rejection:- The ground of rejection is that the date of birth is not given in the proper form.

The ~~Th~~another ground of rejection is that while mentioning the particular of denomination in column 6 of the notice of candidature, the petitioner instead of merely stating 'General Community' has stated the same as 'Hindu' or Hindu with the sub-division concerned'. This has been held to be an irregularity justifying the rejection of the notice of candidature.

It may be pointed out that in the form of notice of candidature contemplated and given in the schedule under rule 89 the 6th column refers to 'Denomination' and in the note appended to that form it is suggested that the candidate should state 'whether Mohammadan, Indian Christian, European, Anglo-Indian or belonging to General Community', it cannot be said that it is made imperative by the rules that the candidate should be content with saying General Community and not give any other particular. At any rate it is far too much to say that this description is such as to invalidate the notice of candidature. In fact the expression used in the Kannada form supplied to the candidates is even more suggestive. It asks that candidate should mention whether he belong to a general or other classes referred to therein. It is possible therefore that the candidate might bona fide believe that it was not the intention to direct the use of a particular expression and no other description of the same.

That is the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept the notice of candidature of the petitioner and to proceed according to the rules.

Bangalore,
11th Jan., 1941.

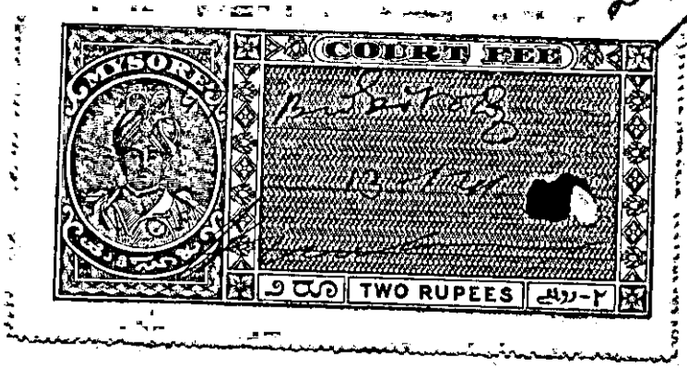
J. S. Sampath Kumaran.

I, the petitioner abovenamed, hereby declare that what is stated above is true to the best of my information, knowledge and belief.

Bangalore,
Dated: 11th Jan., 1941.

J. S. Sampath Kumaran.

23. 698/RL



OFFICE OF THE SECRETA
13 JAN. 1941
REPRESENTATIVE AND
LEGISLATIVE COUNCIL

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

Hm 2 13/1/41. JMM 13/1

Petitioner:- B. Venkata Reddy, residing at Varadahalli, Chikballapur Taluk.

47

Under rule 203 of the Representative Assembly rules 1940, the petitioner abovenamed begs to state as follows:-

Declaration

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand as a candidate for the Representative Assembly for one of the available seats from Chikballapur Taluk Rural area.

2. That on scrutinising the petitioner's notice of candidature on 10-1-1941, the Returning Officer has erroneously rejected it on the ground stated hereunder.

3. Ground of rejection:- The Returning Officer has rejected the notice of candidature of the petitioner on the ground that in column VI thereof the petitioner had mentioned 'Hindu' instead of using the expression 'General Community'. This is not a material point at all. All that the rules lay down in this behalf is that the candidate should indicate whether he was contesting a seat reserved for the Europeans, Indian Chriatian or Mahommadans. So long as this was made clear the requirements of the law are satisfied. There cannot be any point of material import in insisting upon the use of a particular expression in a column so long as the object with which that

that information is called for is satisfied as in this case. It is therefore submitted that there has not been any fatal irregularity attracting rule No. 96 of the Representative Assembly Rules 1940 and the Order made and the interpretation accepted by the Returning Officer is not correct.

WHEREFORE the petitioner abovenamed prays that the Government may be pleased to interpret the rule in question correctly and while holding that the notice of candidature of the Petitioner valid direct the Returning Officer to accept the same and proceed according to the rules.

Bangalore, 13th January, 1941.

ಎ. ಹೆಚ್ ನರಸಿಂಹಯ್ಯ

I, the petitioner abovenamed, do hereby declare that what is stated above is true to the best of my knowledge, information and belief.

Bangalore, 13th January, 1941.

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OFFICE OF THE SECRETARY
REPRESENTATIVE ASSEMBLY
AND
LEGISLATIVE COUNCIL

24
6-7-8/RL
(9)
Hm 2
1311/41

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

PETITIONER: B.L. Narayana Swamy, residing in Sreenivasapur, Kolar district.

Discrepancy in date of birth

Under rule 203 of the Representative Assembly rules, 1940, the petitioner abovenamed begs to state as follows:

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand as a candidate for the Representative Assembly for one of the available seats from Sreenivasapur Taluk Rural area.

2. That the Returning Officer on scrutinising the petitioner's notice of Candidature on 10-1-41 has erroneously rejected it on the ground stated hereunder.

3. That the ground taken by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Ground of rejection:- The ground of rejection is that the petitioner in his notice of candidature has given his date of birth as 26-9-1907 whereas his date of birth appears as '11-8-1907' as per an extract produced and relied upon by one of the candidates that was contesting the seat along with the petitioner. But it must be borne in mind that in either case the petitioner was above 25 years of age and that was sufficient for the purposes contemplated by the rules under the Representative Assembly 1940. Further even the candidate

candidate who sought to object to the candidature of the petitioner does not say that the petitioner is below 25 and hence incompetent to stand as a candidate for Assembly. It may also be pointed out that even the Returning Officer does not hold the petitioner to be below 25 on the basis furnished to him and therefore ineligible to stand as a candidate. But what is important is that the Returning Officer gives an untenable interpretation to the rules governing the matter and holds the notice of candidature as incomplete. It is far too much to believe that a notice of candidature containing a particular which has been found to differ from a similar particular found else-where, is an incomplete one. It was not competent for the Returning Officer to throw out the notice of candidature because it contained an entry which differed from an entry elsewhere; he was also not competent to throw out a notice on account of a discrepancy. In fact rule 96 of the Representative Assembly rules 1940 exhaustively declare the grounds of rejection and it must be pointed out that the Returning Officer has not been pleased to keep within them.

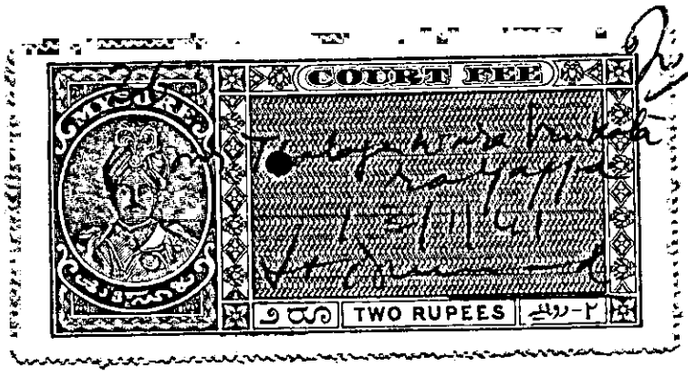
It is interesting to note that the Returning Officer assumes jurisdiction to make observations on the vigilance of the petitioner and to punish him on that basis. This procedure is not contemplated in the rules and otherwise not equitable.

All that the rules require is that a candidate should make himself responsible for saying that he is above 25 years of age so as to enable him to stand as a candidate for the Representative Assembly. This is amply done in the case. The petitioner does not propose to discuss as to which of the dates of birth under reference is the correct one, as it is not material for the present purpose.

25

5. It may be pointed out that the object of asking for the mention of the age, if necessary, or the date of birth if possible, is only to ensure that the candidate had reached the statutory limit of 25 years and for no other purpose. The date of birth itself is not material for any other purpose. In fact the rules do not lay down that the date of birth ought to be mentioned at all. The petitioner has mentioned his age and that is sufficient for the purpose.

It is submitted that the interpretation of the rules relating to the age and date of birth xxx xxxx



RC 6-9/RL

Hm 13/1/41

OFFICE OF THE SECRETARY REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

Petitioner: Venkatarayappa, residing at
Talagawara, Chintamani Taluk,
KOLAR DISTRICT.

Insufficient land revenue qualification

Under rule 203 of the Representative Assembly rules 1940, the petitioner abovenamed begs to state as follows:--

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand as a candidate for the Representative Assembly for one of the available seats from Chintamani Taluk Rural area.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has rejected it on the ground stated hereunder. The said ground is untenable and ds opposed to the rules framed in this behalf.

3. Ground of rejection: The Returning Officer has rejected the petitioner's notice of candidature on the ground that his qualification to be a voter on the electoral roll of the Constituency was defective in as much as it was insufficient for difficient payment of land revenue. It may be pointed out that the Returning Officer was not competent under rule 96 of the Representative Assembly rules to go behind the declaration of the electoral roll under rule 79 of the Representative Assembly rules 1940. The name of

10

of the petitioner is to be found in the electoral roll of the Constituency for which the petitioner was standing as published under rule 79 of the rules. Any amendment of the same was competent only under rule 80 and that is not what has been done. In any event the petitioner is not aware as to how this discrepancy has occured and on what grounds? It is not material for the present purpose.

It is submitted that the interpretation of the rules in this matter is not correct and is otherwise untenable.

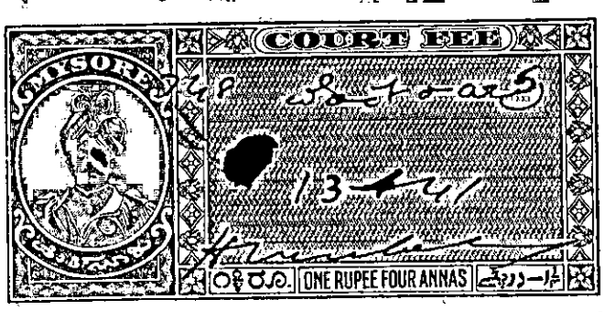
WHEREFORE the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept his notice of candidature and to proceed according to the rules.

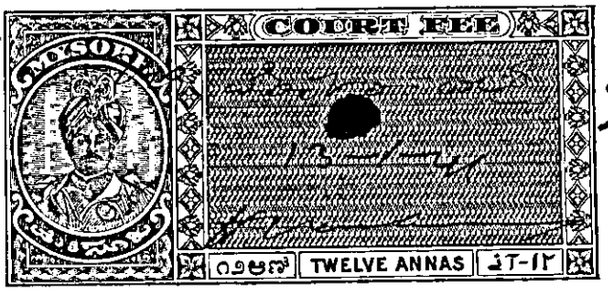
Bangalore
13-1-1941

Veeraiappa

I, the petitioner abovenamed, hereby declare that what is stated above is true to the best of my knowledge, information and belief.

Veeraiappa





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(8)

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA

OF MYSORE, B A N G A L O R E.

Petitioner:- Venkata varayappa, Son Venkatappa, Chikballapur.

OFFICE OF THE 13 JAN 1941 REPRESENTA

Under rule 203 of the Representative Assembly rules 1940, the petitioner abovenamed begs to state as follows:-

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand as a candidate for the Representative Assembly for one of the available seats from Chikballapur Town urban area.

2. That on scrutinising the petitioner's notice of candidature on 10-1-1941, the Returning Officer has erroneously rejected it on the ground stated hereunder.

3. Ground of rejection:- The Returning Officer has rejected the notice of candidature of the petitioner on the ground that in column VI thereof the petitioner had mentioned 'Hindu' instead of using the expression 'General Community'. This is not a material point at all. All that the rules lay down in this behalf is that the candidate should indicate whether he was contesting a seat reserved for the Europeans, Indian Christian or Mahommadans. So long as this was made clear the requirements of the law are satisfied. There cannot be any point of material import in insisting upon the use of a particular expression in a column so long as the object with which that

10

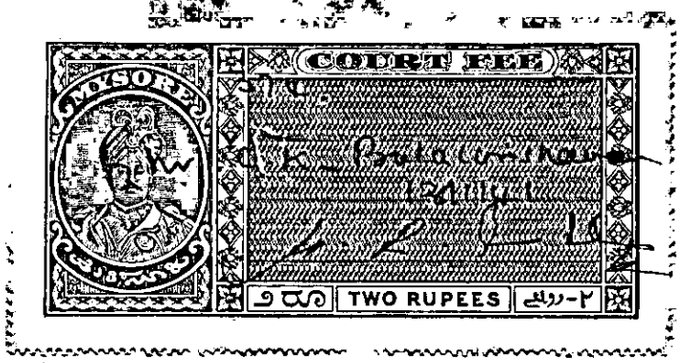
that information is called for is satisfied as in this case. It is therefore submitted that there has not been any fatal irregularity attracting rule No. 96 of the Representative Assembly Rules 1940 and the Order made and the interpretation accepted by the Returning Officer is not correct.

WHEREFORE the petitioner abovenamed prays that the Government may be pleased to interpret the rule in question correctly and while holding that the notice of candidature of the Petitioner valid direct the Returning Officer to accept the same and proceed according to the rules.

Bangalore, (Venkatarayappa
13th January, 1941.)

I, the petitioner abovenamed, do hereby declare that what is stated above is true to the best of my knowledge, information and belief.

Bangalore, (Venkatarayappa
13th January, 1941.)



Before the Government of His Highness the Maharaja of Mysore.

Petitioner:-

C.K.Balakrishnan,
S/O C.Krishnamachar,
Pleader,
Chikballapur.

Under Rule 182 framed under the - Mysore Legislative Council Act:

The Petitioner begs to state as follows:-

1) The petitioner has filed his notice of - candidature to the election to the Legislative Council to be held on 8-2-1941 for the General Constituency of Kolar District.

2) His date of birth is 24-5-1900. In the - notice he had stated his age as 41 being his age next birth day.

3) On 11-1-1941 he was informed that his notice had been rejected on the only ground that he should have stated his age as 40 and not as 41.

4) According to Hindu computation, it is usual to state the age which would be the completed number of years at the next birth day; while effecting - Insurance, the age would be mentioned as the age

the age next birth day.

5) The Petitioner begs to submit that it is no where laid down in the rules that the age should be mentioned only in terms of completed years.

6) As the Petitioner is more than 30 years of age, if at all he has committed an error, it is Bona fide. The notice of candidature should have been accepted by the returning officer.

7) The petitioner further begs to submit that in the case of two other candidates whose notices have been accepted by the returning officer, the names in the voters' list do not exactly tally with those given in the notices. In his notice Mr.Vema Reddy has stated his full name as L.Vema Reddy whereas in the Voters' list it is noted as Mr. N.Vema Reddy. So also in the case of Mr. Girimaji Rao, the initial of the candidate mentioned in the notice does not find a place in the Voters' list.

Wherefore it is prayed that the ~~Government~~ Honourable Government be pleased to direct the registering Officer viz., The Deputy Commissioner of Kolar District to accept the notice of CANDIDATURE of this Petitioner and proceed with the elections, without attaching undue weight to technicalities.

K. Balakrishnan
Pleader
Chikballapur.

13-1-1941.

724/R 29

The Dewan of Mysore,
Old Public Offices,
Bangalore.

SECY. LAW DEPT. 13 JAN. 1941 GOVT OF MYSORE

OFFICE ... Mr. DS 13 ... REPRESENTATIVE ASSEMBLY LEGISLATIVE ...

Most Respected Sir,

I beg to bring the following few lines for your very kind consideration and orders.

I was selected to stand for a seat in the Muslim Constituency in the Representative Asembly, from the Three Taluks (Harihar, Holalkere and Davangere) by the leading electorates of these taluks, and in accordance with their selection, I stood for a seat in the Assembly (Voters list No. 372).

Date of Birth

Myself and my numerous supporters were very much grieved to observe that my application was rejected on the grounds that the date of birth was not filled in by the Returning Officer on the eve of closure of receiving fresh application, which of course has already given room to much Comment, and I was not able to resubmit my application with the necessary alteration.

Under these circumstances, I shall be very highly grateful if you will be pleased to reconsider my case and permit me to stand a very fair chance in the ensuing Representative Assembly Elections.

I beg to remain,
Most Respected Sir,
Your Loyal Subject.,

Davangere,
Dated: ~~15~~ 12th Jan 41

15

Copy submitted to The Chief Secretary to the Government of His Highness the Maharaja of Mysore, Bangalore, for very kind information.

H.S. Aziz Khan

H.S. Aziz Khan,
Banker & Com. Agent,
Davangere.

941/M

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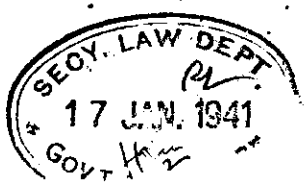
OFFICE OF THE DEWAN OF MYSORE,

Pet. No. 2027

Dated, 15 : 1 : 1941.



The accompanying petition addressed to the Dewan is forwarded, with compliments, to the Secretary to Government Law Department, for favour of disposal.

By Order,

N. S. Mallaraja Rs

for Private Secretary to the Dewan.

31 941/R2

OFFICE OF THE DEWAN

Date 15-1-41

Petns Regr. No. 2047

The Dewan of Mysore,
Old Public Offices,
Bangalore.

duplicate

Most Respected Sir,

I beg to bring the following few lines for your very kind consideration and orders.

I was selected to stand for a seat in the Muslim Constituency in the Representative Asembly, from the Three Taluks (Harihar, Holalkere and Davangere) by the leading electorates of these taluks, and in accordance with their selection, I stood for a seat in the Assembly (Voters list No. 372).

Myself and my numerous supporters were very much grieved to observe that my application was rejected on the grounds that the date of birth was not filled in by the Returning Officer on the eve of closure of receiving fresh application, which of course has already given room to much Comment, and I was not able to resubmit my application with the necessary alteration.

Under these circumstances, I shall be very highly grateful if you will be pleased to reconsider my case and permit me to stand a very fair chance in the ensuing Representative Assembly Elections.

I beg to remain,
Most Respected Sir,
Your Loyal Subject.,

H S Aziz Khan.
Banker & Commission Agent
Davangere.

Davangere,
Dated: ~~15~~ 12th Jan 41

H.S. Aziz Khan,
Banker & Com. Agent,
Davangere.

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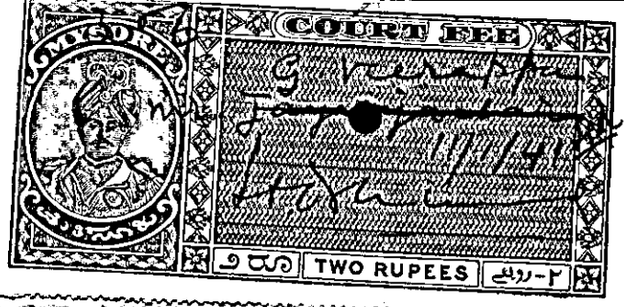


32.

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA
OF MYSORE, B A N G A L O R E.

Petitioner:

G. Veerappa
(Ganji Veerappa)
Davangere.

OFFICE OF THE RETURNING OFFICER
639/ Dvg. Pte.
11/1/41

35 30

Date of Birth

Under Rule 203 of the Representative Assembly rules, 1940, the petitioner abovenamed begs to state as follows:

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand as a candidate for one of the available seats to the Representative Assembly from Davangere urban Constituency.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him to that effect.

3. That the ground taken up by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Ground of rejection:- The ground of rejection is that the date of birth is not given in the notice of candidature.

The petitioner has given his age and could not give the date of his birth as he did not know it. The rules under which the notice of candidature is given, are particular about the age of the candidate being not less than 25 years. But no rule makes it imperative

imperative that the exact date of birth should be given. It is submitted that the interpretation of the rules relating to the age and date of birth and kindred matters is not correct and is otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept the notice of candidature of the petitioner and to proceed according to the rules.

Bangalore,
Dated: 11th Jan., 1941.

G. Veerappa.

I, the petitioner abovenamed, hereby declare that what is stated above is true to the best of my information, knowledge and belief.

Bangalore,
Dated: 11th January, 1941.

G. Veerappa.

By Reg. Post

SECY. LAW DEPT.
13
GOVT OF MYSORE

33

From C. Med. Chaman,
Jubilee Hill Road,
Dawangere.

To

The Law Secretary,
Bangalore.

Regarding Representative Assembly Election

Sir,

Date of birth

I beg leave to place before you my grievances for your kind and sympathetic consideration.

From Dawangere, Harihar, Holalkere Muslim constituency I had stood as a candidate for the ensuing election. 10.1.41 was fixed to scrutiny.

Unavoidably I had to follow the Superintending Engineer on some urgent inspection of works. On my return I came to know that my application was invalidated.

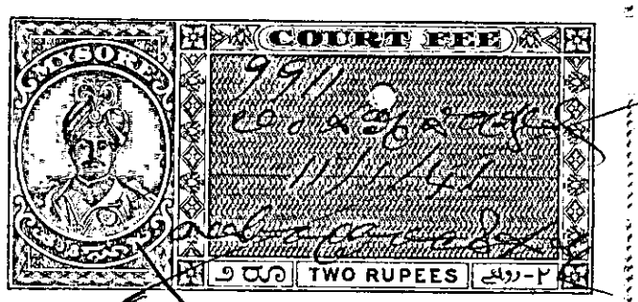
It pains me to inform you, Sir, that the only omission in my application for which my application was made invalid is the omission of the date of the month of birth I have given the year in which I

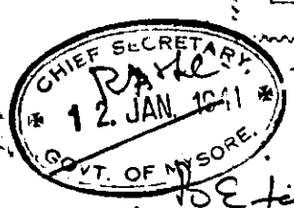
have been. There is a muslim Educational Fund Association at Dewsbury of which I am also a member. It really pains me and also entire muslim community for the bad disappointment. The omission, if it could be called as a mistake may kindly be condoned. By this the entire voting public have been sorely disappointed. They have not been given a fair chance to exercise their franchise.

In view of all this I pray, Sir, that Government may be pleased to reconsider my application favourably. Hoping to receive favourable orders

I beg to remain
Sir,
Your most obedient
Servant
S Mohammad

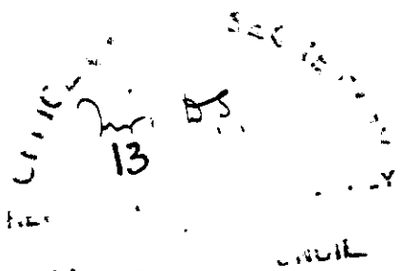
11. 1. 1941
Dewsbury





To

The Government of His Highness
the Maharajah of Mysore.
Bangalore.



Petitioners:

(1) Lingappa Gowda alias Lokappa Gowda
Coffee-Planter, Sulegudda Estate
Chikanahalli Post (Belur Taluk)

(2) Manje Gowda bin Basave Gowda
Anchalli Post — Belur Taluk.

Respondents:

(1) Venkatadriah, Jodi Gattadahalli Village
Halebid Post.

(2) Dyavappa Gowda (Chinniga)
Gorebidu Post (Mudigere Taluk)

Sec 20 2 and 203
Representative Assembly
Rules.

The Petitioners beg to Submit:-

1) That both the petitioners and respondents intending to stand as Candidates for the ensuing Representative Assembly

Elections in Belur (Taluk) Rural General Constituency files their nomination of candidature on the following dates and timings:

		Date	Time.
(1)	Lingappa Gowda alias Lokappa Gowda	23.12.40	3.50 P.m.
(2)	Manje Gowda	23.12.40	3.50 P.m.
(3)	Venkatadriah	24.12.40	11.10 A.m.
(4)	Dyavappa Gowda	26.12.40	3.00 P.m.

(2) That 24th and 26th Dec. 1940 were public Gazetted Holidays as per notification of the Government, except for Treasury Transactions on 26th Dec. 1940. That 24th Dec. was fully a non-working day.

(3). That the Petitioners are convinced that under law all nominations of candidature presented at or before 3 P.m of 3.1.41 (the final date & time for presentation of nominations), irrespective of time or otherwise, should ~~[illegible]~~ be held valid.

(4) That the Returning officer - Representative

35

Assembly Elections, Belur Rural General Constituency, Belur, grievously erred in accepting the Respondents' notices of Candidature while rejecting similar notices of the Petitioner.

(5) That, if presentation of notices of Candidature on holidays and on non-working hours could be held valid as has been done notices of Candidature, presented after time on working days have great claims for acceptance.

(6) That the presentation of notices of Candidature on or during the working hours beyond the Schedule-time (as on 23.12.40) should receive the same treatment as presentation on non-working days (as 24th to 26th Dec.) and that all such presentations should either be invalid or valid and that the Returning officer, Belur has grievously erred in making a distinction between the two sets.

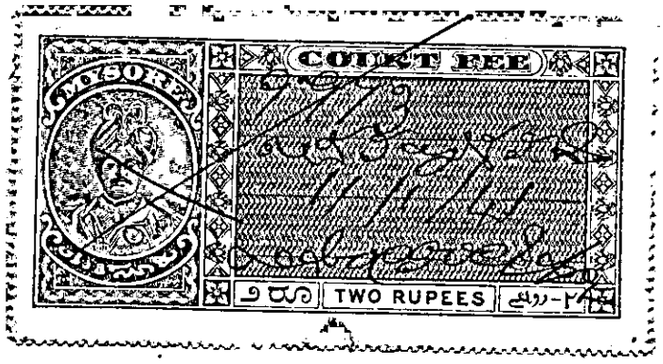
(7) That the acceptance of Presentation by P.R. irrespective of time & day necessitate similar acceptance to the cases under Consideration.

(8) That the issue and adoption of clear, unambiguous and uniform rules of practice is necessary in the interests of justice & fair-play.

(9) To prevent needless worry, anxiety, hardship and loss, incidental to election disputes, urgent attention in the matter is prayed for.

(10) That, therefore, the Petitioners Pray that Proper interpretation of laws and instructions may be issued to the Returning Officer, Bellampalli Rural Zamindari Bihar, to accept the Candidature of the petitioners along with those of the respondents and publish the Same in the Gazette, or reject the Candidature of the Respondents as well.

అంగళ్ళ కొండలరావు ఎల్.ఎల్.బి
ఎడ్వకేట్ & నోటరీ



36

By Regd Post

Before the Government of H. H. the
Maharaja of Mysore,
Bangalore.

3

Time

Petitioner: M. C. Basaviah
Landholder, Hebbasale Village
Sakleshpur Post.

Sec 202 & Sec 203.

The Petitioner begs to Submit:

(1) That the petitioner presented his notice of candidature for the Representative Assembly Elections Manjarabad Rural General Constituency, to the Returning Officer of the Said Constituency on 2.1.41 at 2.15 P.M.

(2) That in the said notice by mistake the 7th Column for mentioning the number on the Electoral Roll was not filled up.

(3) That under Sec 96 (2) the petitioner presented another notice fully Completed on 7.1.41.

(4) That on 10.1.41 the Returning Officer rejected the Petitioner's notices of candidature.

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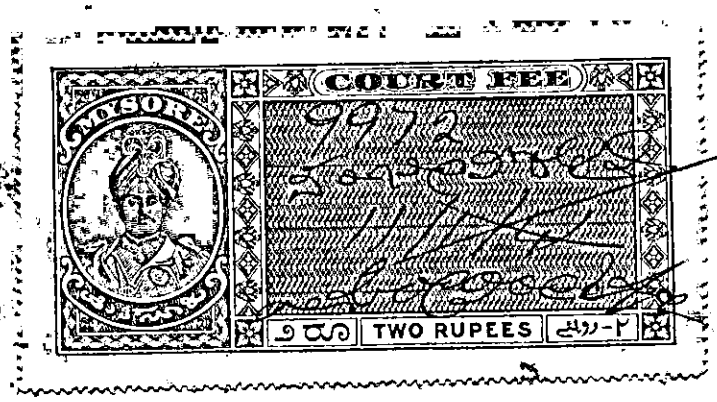
(5) That the Returning officer erred in misunderstanding the scope of law under sec 96(2)

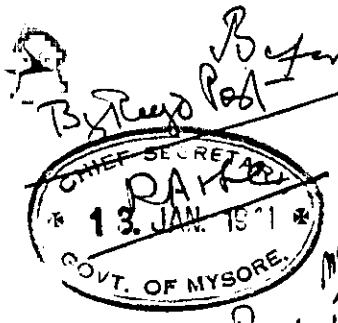
(6) Therefore the Petitioner prays that a proper and correct interpretation of law and practice be communicated to the Returning officer, Sakeshpur and further instructed to treat the petitioners candidature as valid and the same be published in the Gazette as per law.

11-1-41 M. C. Basavaiah.
(Camp) Hassan



37

Before the Government of H. H. the
Maharajah of Mysore
Bangalore.



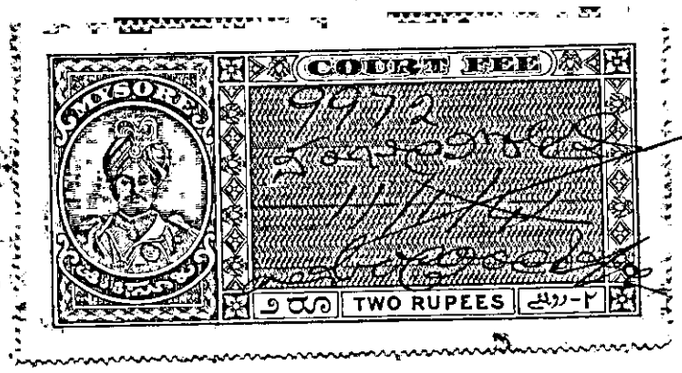
Petitioner: Ankam Sanjeevaraly
S/o Thimmatharaly
Merchant
Channarayapatna.

Respondents: (1) N. Appe Gowda
S/o Manje Gowda
Sasalapura Village
Channarayapatna Taluk.

(2) B. L. Huchappa
bin B.T. Lakkanna
K. Bommenahalli
Channarayapatna Taluk.

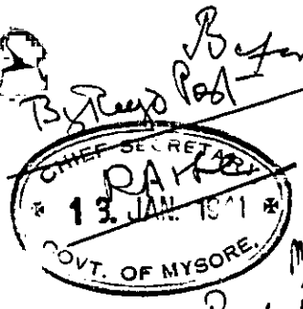
(3) Chikke Gowda
S/o Marilinge Gowdanbare Gowda
Valagerahalli
Channarayapatna Taluk.

The Petitioner begs to submit:—
That the petitioner and respondents
and their [illegible]



37

Before the Government of H. H. the
Maharajah of Mysore
Bangalore.



Petitioner: Arkam Sanjeevaraj
S/o Dhanmathaseth
Merchant
Channarayapatna.

4 June

Respondents: (1) N. Appe Gowda
S/o Nanje Gowda
Sasalpur Village
Channarayapatna Taluk.

(2) B. K. Huchappa
bin B.T. Lakkanna
K. Bommenahalli
Channarayapatna Taluk.

(3) Chikke Gowda
S/o Marilinge Gowdabore Gowda
Valaganahalli
Channarayapatna Taluk.

The Petitioner begs to Submit:—

That the petitioner and respondents
and two others intending to stand as
Candidates to the ensuing Representative
Assembly elections presented their
nomination of candidature as follows and

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the respondents' notices are as follows

	Date	Time.
(1) N. Appalasundara	26.12.40	3 P.m.
(2) B. L. Hulchappa	26.12.40	3 P.m.
(3) Bhikkegowda	31.12.40	1 P.m

These notices of the above Candidates having been presented on gazetted Public holidays, they are invalid under law. The petitioner and his two other friends whose notices are valid tho' they raised the objections - the same were over-ruled and their written objections were not received. The same is herein enclosed for reference.

I also learn that notices of Candidature that are presented on working days, but out of Schedule hours have been rejected. Public they demands uniformity of Practice.

I pray that a proper and Correct interpretation of Law be Communicated to the Returning officer and published for Public information and he be instructed to reject the Candidature of the Respondents and further the petitioner and his two friends be declared elected

Ganesh Hassan
11.1.41

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To

The Returning officer
Representative Assembly Elections
Channarayapatna (Taluk)
Rural Constituency
Channarayapatna.

Sir,

We take objection to the Candidature of Messrs. Appe Gowda B.L. Kuchappa and Chikka Gowda. As regards their fitness/Eligibility we submit that they have filed their notices of Candidature on 26.12.40 + 31.12.40 which is declared a public holiday under the Negotiable Instruments Act. We invite your attention to rules 94 and 98 and 173. 26.12.1940 being a public holiday you are precluded from exercising the duties cast on you under rule 94. Rule 98 tells us that withdrawal of candidature cannot be effected on a public holiday. If withdrawal is so conditioned it need not be argued that the presentation of notices of candidature are not similarly hedged in. This aspect is further strengthened in view of the law governing presentation

of Election petitions under Rule 173.

As regards Sri. Chikkalingaiah we have only to mention that he has no locus standing to his khata & his name does not find a place in the Electoral Roll as published at Z.P. No on 23.12.1940.

Under these circumstances we request you to declare us that we are duly elected, being unopposed. and we further request you to avoid unnecessary complications.

Thanking you,

Yours faithfully,

10-1-41
Channarayapatna

Candidates.

This was received by me Returning Officer on 10.1.41 and the same is forwarded to the Chief Secretary to the Govt. of Mysore, Bangalore for information & orders.

Camp
Hassan
11.1.41

CHIEF SECRETARY
RA
11 JAN 1941
GOVT. OF MYSORE

OFFICE
Mr. 664/RA
REPRES

39

11/1/41

The Chief Secretary to Government

Bangalore.

Sir,

To-day at 3 P.M. the Returning officer of Arkalagud started Scrutinising notices of candidature. At the commencement we wanted him to record our protest by receiving the enclosed. He was pleased to direct us to argue and after that informed us that he would issue an endorsement, wherein he would mention the salient facts set out in the enclosed protest application. We do not know when he would issue and what its contents are likely to be. Hence we thought it best and proper to appraise Government with true facts to enable Government to interpret in its true perspective the rejection of our candidature.

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We pray that the Government will be pleased to call for the

the Records, to quash the rejection order of the Returning officer and direct inclusion of our names in the list of Candidates.

-we beg to remain

Sir,

Your most obedient Servants,

K. Ratnavathy. Konanur

ನ. ಹಂ ಕ. ಪ ರತ್ನಾವತಿ

ಕೊನನೂರು

Konanur Village (At Kalgud Taluk))

(Camp.) Hassan.

Dated. 10-1-41.

40

To

The Returning Officer
Representative Assembly Elections
Arkalgud (Taluk) ~~one~~ Rural
Constituency
Arkalgud.

Sir,

On 5.1.41 Messrs. K. Venkataramiah and A. Srikantiah announced at Hassan that they had succeeded in eliminating us from the field of contest, and this had been obtained in the Officers meeting at Hassan.

We could not divine the meaning nor ascribe reasons for their jubilation. On returning to ~~Arkalgud~~ Konanur, we learnt that you, Sir, had noted in the notices presented to you timings which ~~condition~~ vitiated according to you invalidate our candidature. We pray and trust that this is not so, as truth to tell, such mention would not square with facts.

We came to Arkalgud on 2.1.41 by 1.30 P.M. Bus from Konanur, and immediately paid the amount to the treasury, and together with treasury receipts filed our notices of candidature before you at 2.30 P.M by my watch which tallied with that of the treasury clock. There was

no time-piece, Watch or clock, either with you or in your Court Hall, and I, Krishnaswamy, mentioned, while presenting my notice with that of my friend Mr. Venkata rangaseth that it was it was 2.30 "O" clock, and that I had an attack of fever and Could not Stand. You Said You would do the needful and on that assurance I was taken to the Verandah of your office to take rest. You then Sent word to your head clerk, got him and dictated to him the endorsements which you directed your head munshi to hand over to us. The head munshi brought to me a register and requested me to Sign it in token of having received the said endorsement which he said he would deliver to my friend Mr. Venkata rangaseth. At 2.45 P.M. as I felt thirsty, and the fever was raging, my friends messrs Venkata ramiah and Sreekanthiah who were all along closeted with you Came out and took me to the adjoining Hotel where they pretended they were attending on me. As per my request, the said Taluk authorities delivered to my friend Mr. Venkata rangaseth the endorsements and also the Electoral Rolls for which I had already paid the price When fever abated, I returned to Koranur and only opened the endorsement on 6th instant to read therein "time" 3.2 later on converted into 3.5 P.M. I got the Show endorsement

issued to my friend and found the time marked as 3.3 P.m. Your office knows and our rival friends knows that Mr. Venkataramanaiah does not know the English alphabet.

Sir, these are hard facts - facts which can be established to the hilt - facts which you cannot deny. We leave it to you to consider under what provision of law, you deemed it necessary to issue endorsements to us, take our signatures etc. Thus far as regards facts

Now for the law on the subject. Any improper or illegal rejection of nomination will have to be taken before the Election Commissioner, it may be before the Hon'ble the High Court, which entails huge expenditure, untold misery and hardship to all. We are prepared to swear to the facts narrated above and adduce evidence also.

We trust that justice and law will prevail.

Yours faithfully.

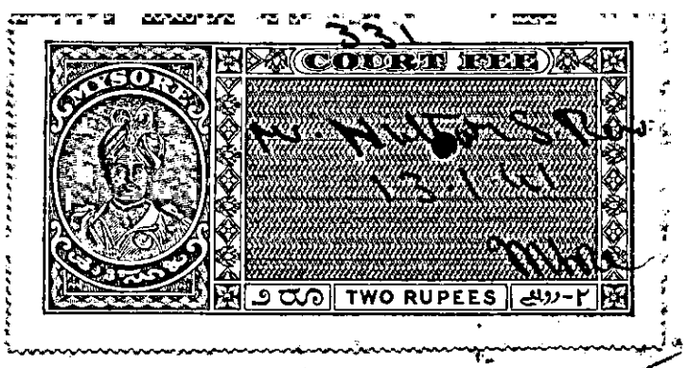
K. Kesharchandy. Konarun

[illegible]

Candidates.

At Kalgod

Date 18th January 1941



688/RL 42

Hm 2 13/11/40.

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE AT BANGALORE.

OFFICE OF THE

PETITIONERS: 1. K. Kesavamurthy,
Land holder, Konanur,
Arkalgud Taluk.

2. B.Venkataranga Setty,
Merchant,
Konanur - Arkalgud Taluk.

SECTIONS 202 AND 203 OF THE REPRESENTATIVE ASSEMBLY Rules ~~ACT~~ 1940.

The petitioners beg to submit as follows:--

1. Four persons, viz., the two petitioners and Messrs. K.Venkataramiah and A.Srikantiah presented their notices of candidature for the ensuing Representative Assembly Elections on - 2-1-1941 at about 2-30 P.M. to the Returning Officer, Arkalgud, General Constituency - Rural - Arkalgud.

2. A perusal of the endorsements giving information about the date and time of the scrutiny of notices will show that the endorsements purport to have been signed and issued at 3-3 P.M. and 3-5 P.M. on 2-1-1941 (copies submitted for favour of perusal). Even the figure 5 in 3-5 P.M. seems to have undergone alteration.

3. It could easily be seen that even making an allowance for differences in time between one watch and another the presentation of the application could easily have been taken to be by 3 P.M. in all fairness.

23/24

4. If, however, the delivery of the candidature notices appeared to be too late by 2 or 3 minutes on 2-1-1941, according to the clock or watch relied on by the Returning officer, the petitioners could have been advised to present the applications on the following day (3-1-41) if the Returning Officer did not choose to treat the application as being presented before 3 P.M.

5. When the endorsements in question were delivered to the petitioners, they naturally thought that the time mentioned in them related to the timings of the issue of endorsements and not to the times at which the notices of candidature were considered to have been received.

6. That the petitioners further beg to submit that when delivery of the notices of candidature on Public Holidays is recognised without an express provision therefor, and a summary inquiry is also provided for at the time of the scrutiny of candidature notices, the rejection of petitioners' notices of candidature admittedly presented some time before 3.3 P.M. and 3.5 P.M. to the Returning Officer, who by the way had himself had no watch, time-piece or clock with him at the time and the Town itself is not one where there is a Railway Station, is unfair, illegal and highly inequitable.

7. That, it is a matter of common practice within the knowledge of the beneign Government that when parties present documents for registration before the Sub Registrar and District Registrars, if any deficiency in stamps or irregularity in the writing is noticed the Sub Registrar or District Registrar does not summarily and mechanically impound the document or refuse registration or levy penalties but explains

the matter to the parties so that deficiencies may be made up or irregularities rectified.

A similar course could have been and in all fairness must have been adopted by the Returning Officer who is the Taluk Amildar instead of leading the petitioners to a belief that the delivery in time was not open to any objection or doubt.

It is also learnt that in the interpretation of the Rules delivery of candidature of notices by post during any part of the afternoon on the 2nd January or even on the 3rd January could be treated to have been delivered at 11 A.M. or at least 3 P.M. on the 3rd January although there is no express provision to that effect in the duly published Representative Assembly Rules..

8.-If such postal delivery, that too at the hours not provided for in the Rules are to be recognised as valid delivery in proper time, we respectfully beg leave to urge that the rejections of our candidature notices presented on 2-1-41 before or even a minute or two this side or that side of 3 O'clock even one day earlier is illegal and unwarranted.

9. To postpone the rectification of this impropriety and grievance till after the Elections are over leads to undue harassment and embarrassment to the candidates, the Government and the Public at large.

In these circumstances, the petitioners pray that Government be pleased to exercise their powers under Rules 202 and 203 ~~of the Rules~~ framed for the purpose, so that unnecessary hardship, anxiety,

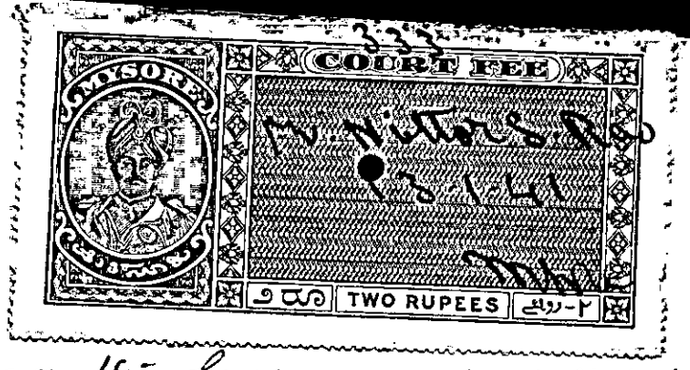
loss and litigation may be avoided and that urgent orders be issued by giving a decision in favour of the validity of the candidature notices of the petitioners to be acted upon by their being included in the list of eligible candidates seeking election at the polls for which act of justice and fairplay they will feel highly grateful.

The petitioners beg to submit that they have already addressed a letter dated 10-1-1941 to Government through the Chief Secretary and despatched it by post. They pray that the said representation also be treated as a part of this application.

K. Keshavamurthy & Konanna

Petitioners.

Bangalore City,
13th January 1941.



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Before the Government of H.H. the Maharajah of Mysore
Bangalore. ಕೋರ್ಟಿಗೆ.

194 — 194 ನಂಬರು

ಅಪ್ಪೀಲ್ ವಾದಿ ಅರ್ಜಿದಾರ್ ಅಪ್ಪೀಲ್ ಪ್ರತಿವಾದಿ ಅಪೋನೆಂಟ್

(1) K. Kesavamurthy
(2) B. Venkataranganthy } Vs. (1) K. Venkataramiah
(2) K. Sreekanthah

ಮಾ|| ರಾ|| ನಿಟ್ಟೂರು ಶ್ರೀನಿವಾಸ ರಾವ್, ಬಿ.ಎಸ್‌ಸಿ., ಬಿ.ಎಲ್.
ಮತ್ತು
ಮಾ|| ರಾ|| ಕೆ. ಆರ್. ಗೋಪೀವಲ್ಲಭ ಅಯ್ಯಂಗಾರ್, ಬಿ.ಎ., ಬಿ.ಎಲ್.
ಅಡ್ವೋಕೇಟರು, ಬೆಂಗಳೂರು ಸಿಟಿ, ಇವರಿಗೆ

Pakkimen .ಬರಸಿ ಕೊಟ್ಟ ವಕಾಲತ್‌ನಾಮಾ.

ಈ ಮೊಕದ್ದಮೆಯಲ್ಲಿ ತಾವುಗಳು ನನ್ನ / ನಮ್ಮ ಪರವಾಗಿ ಕೊನೆಯವರಿಗೂ ಕೋರ್ಟ್‌ನಲ್ಲಿ ವಿವಾದ ಜರುಗಿಸುವುದಕ್ಕೂ ನನ್ನ / ನಮ್ಮ ಪರವಾಗಿ ಆಗುವ ಎಲ್ಲಾ ವಿಧೇವಾದ ಆರ್ಡರುಗಳನ್ನೂ, ಡಿಕ್ರೀಗಳನ್ನೂ ಜಾರಿ ಕ್ರಮ ನಡೆಸಿ ಹಣ ವಸೂಲು ಮಾಡಿಕೊಳ್ಳುವುದಕ್ಕೂ ನನಗೆ/ನಮಗೆ ಕೋರ್ಟ್‌ನಿಂದ ಸಲ್ಲಬೇಕಾಗಿರುವ ಡಿಕ್ರೀ ಹಣ ಬಾಕಿ ಹಣ ಸಹ ಪಡೆಯಲಿಕ್ಕೂ, ದಸ್ತೈವೇಜು ವಗೈರೆಗಳನ್ನು ವಾಪಸು ಪಡೆಯಲಿಕ್ಕೂ ಮತ್ತು ನನ್ನ/ನಮ್ಮ ಪರವಾಗಿ ಮೊಕದ್ದಮೆಯನ್ನು ರಾಜೀ ಮಾಡಿಕೊಳ್ಳುವುದಕ್ಕೂ ಸಹ ತಮಗೆ ಈ ಮೂಲಕ ಸಂಪೂರ್ಣ ಅಧಿಕಾರ ಕೊಟ್ಟಿದ್ದೇನೆ/ವೆ. ಅಲ್ಲದೆ ತಾವಾಗಲಿ ತಮಗೋಸ್ಕರ ಮತ್ತಾವ ಲಾಯರಾಗಲಿ ಈ ಮೊಕದ್ದಮೆಯಲ್ಲಿ ನಡೆಸುವ ಎಲ್ಲಾ ಕೆಲಸಗಳನ್ನು ನಾನು/ನಾವು ಸ್ವತಃ ಇದ್ದು ನಡೆಸಿದಂತೆ ಒಪ್ಪಿ ನಡೆದುಕೊಳ್ಳಲು ಬದ್ಧನಾ / ರಾಗಿ ಇದ್ದೇನೆ / ವೆ. ನಾನು / ನಾವು ಕೊಡ್ಬೇಕಾದ ಫೀಜು ಬಾಕಿ ನಿಂತಲ್ಲಿ ತಾವು ಮೊಕದ್ದಮೆಯಿಂದ ರಿಟೈರ್ ಆಗಲು ನನ್ನ / ನಮ್ಮ ಅಭ್ಯಂತರವೇನೂ ಇಲ್ಲ.

K. Kesavamurthy. Konavu

ಬೆಂಗಳೂರು ಸಿಟಿ
ತಾರೀಖು 12-1-41. } ರುಜು ಇ-ವೆಂಕಟಪ್ಪಯ್ಯಂಗಾರ್ಲಿಗೆ ಕೊಟ್ಟಿದ್ದಾಗಿ

ಈ ಮೊಖ್ತ್ಯಾರುನಾಮೆಯನ್ನು ಕೊಟ್ಟವರು ನನಗೆ ಪರಿಚಯಸ್ತರಾಗಿ ನನ್ನ ಸಮಕ್ಷಮ ರುಜು ಮಾಡಿರುತ್ತಾರೆ. } ಈ ಮೊಖ್ತ್ಯಾರುನಾಮೆಯನ್ನು ಅಂಗೀಕರಿಸಿದ್ದೇವೆ.

101-40/-ಇಂಡಿಯನ್ ಪ್ರೆಸ್, ಬಿ-೬೮

Hc.185/39-40

45

Mr.K.Keshava moorthy, Konanur is informed that the applications received for the Representative Assembly Rural General Constituency Arakalgud Taluk will be scrutinized at 3-o'clock in the Amildar's Court Hall on the 10th day of January 1941.

Date 2-1-1941. Sd/ M.Puttaiah.

Time 3.5 P.M. Amildar and Returning Officer,
Arkalgud Taluk.

"Copy"

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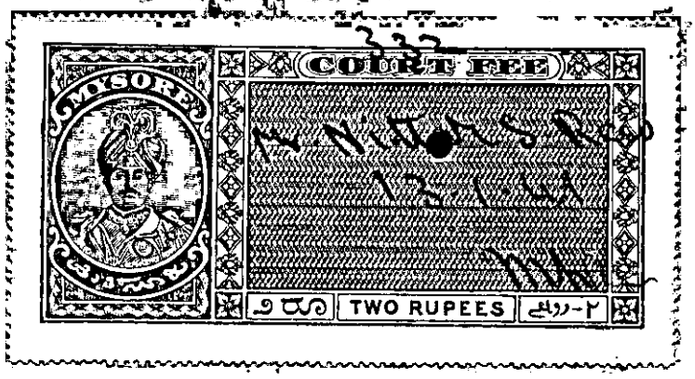
Hc.185/39-40.

Mr.B.Venkataranga setty Konanur is informed that the applications received for the Representative Assembly Rural General Constituency Arakalgud Taluk will be scrutinized at 3.o'Clock in the Amildar's Court Hall on the 10th day of January 1941.

Date 2-1-1941. Sd/M.Puttaiah

Time 3.3 P.M. Amildar and Returning Officer
Arkalgud Taluk.

"Copy"



689/41

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13/1/41

Before the Government of H.H. the Maharaja
Bangalore

ಕೋರ್ಟಿಗೆ

1940 - 1941 ನೇ ಇಸವಿ ನಂಬರು petition under
The Mysore Representative Assembly Electors Rules
ಸಾದಿ (Re election to be held in respect of the
ಪ್ರತಿವಾದಿ Belur Taluk Rural General Constituency)

(ಅರ್ಜಿದಾರ್) (ರೆಸ್ಪಾಂಡೆಂಟ್)

ಅಹೀಲುವಾದಿ ಅಹೀಲು ಪ್ರತಿವಾದಿ

(1) Linganna Gowda
alias Lokappa Gowda,
(2) Mange Gowda. {Vs}

(1) Byalappa Gowda
(2) Hyder Gowda.

ಹಾಸನದಲ್ಲಿರುವ ಮು|| ರಾ|| ಅಡ್ವೋಕೇಟ್ ಎ. ಜಿ. ರಾಮಚಂದ್ರರಾವ್, ಬಿ. ಎ., ಎಲ್ ಎಲ್. ಬಿ,
ಮತ್ತು
ಮು|| ರಾ|| ಅಡ್ವೋಕೇಟ್ ಹೆಚ್. ಸಿದ್ದನಂಜಪ್ಪ, ಬಿ. ಎ., ಎಲ್ ಎಲ್. ಬಿ., ರವರಿಗೆ

ನಿಮ್ಮ ಕಕ್ಷಿದಾರನ್ನು ಈ ಕೆಳಕಂಡ ವಿಷಯಗಳ ಸಲುವಾಗಿ ನಿಮ್ಮಿಂದ ಕೆ. ಲಿಂಗಣ್ಣ ಗೌಡ alias ಲೋಕಪ್ಪ ಗೌಡ, B.A., B.L. ಅವರು
ಮಾಡಲ್ಪಟ್ಟ Petitioners

ಬರೆಸಿಕೊಟ್ಟ ವಕಾಲತ್ ನಾಮ

ಮೇಲ್ಕಂಡ ನಂಬರು ಮೊಖದ್ದಮೆಯಲ್ಲಿ ತಾವು ನನ್ನ ಪರವಾಗಿ ಕೋರ್ಟಿಗೆ ಹಾಜರಾಗಿ ವಿವಾದಿಸಿ ಫೈಸಲ್ ಹೊಂದುವುದಕ್ಕೂ ಈ ಮೊಖದ್ದಮೆಗೆ ಸಂಬಂಧಪಟ್ಟ ವಿಶಿಷ್ಟ ನಡವಳಿಕೆಗಳ ವಿಷಯದಲ್ಲೂ ಅರ್ಜಿ ವಗೈರೆ ಕೊಡುವುದಕ್ಕೂ ಕೋರ್ಟಿನಿಂದ ನನಗೆ ಸಲ್ಲತಕ್ಕ ಡಿಕ್ರಿ ಮೊಬಲಗು ಶಿಲ್ಕು ಮೊಬಲಗು ಸಹಾ ಪಡೆದುಕೊಂಡು ರಶೀತಿ ಕೊಡುವುದಕ್ಕೂ ಕೋರ್ಟಿನಿಂದ ನನಗಾಗಿ ವಾಪಸು ಆಗುವ ವಾವಾಸ್ಟಾಂಪು ಪ್ರೋಸಸ್ ಸ್ಟಾಂಪು ಸಹಾ ಪಡೆದುಕೊಳ್ಳುವುದಕ್ಕೂ ಮತ್ತು ನನ್ನ ಬಾಬತು ವಿಶಿಷ್ಟ ದಸ್ತೇವೇಜು ವಗೈರೆಗಳನ್ನು ಕೋರ್ಟಿನಿಂದ ವಾಪಸು ತೆಗೆದುಕೊಳ್ಳುವುದಕ್ಕೂ ಜಾರಿ ಮೊಖದ್ದಮೆಗಳನ್ನು ಮೇಲ್ಕಂಡಂತೆ ನಡೆಸುವುದಕ್ಕೂ ತಮಗೆ ಸೂಕ್ತ ತೋರಿದಂತೆ ಮೊಖದ್ದಮೆ ರಾಜಿ ಮಾಡಿಕೊಂಡು ರಾಜಿನಾಮೆ ಹಾಜರ್ಮಾಡುವುದಕ್ಕೂ ಸಹಾ ಈ ಮೂಲಕ ತಮಗೆ ಅಧಿಕಾರಕೊಟ್ಟರುತ್ತೇನೆ. ಈ ವಿಷಯದಲ್ಲಿ ತಾವಾಗಲೀ ಅಥವಾ ತಮಗೋಸ್ಕರ ಮತ್ತಾವ ಲಾಯರ್‌ರಾಗಲಿ ನಡೆಸುವ ಕೆಲಸಗಳನ್ನೆಲ್ಲಾ ನಾನು ಖುದ್ದು ಇದ್ದು ನಡೆಸಿದಂತೆ ಒಪ್ಪಲು ಇದರಿಂದ ಬದ್ಧನಾಗಿದ್ದೇನೆ.

ಲಿಂಗಣ್ಣಗೌಡ ಅಲಿಯಾಸ್ ಲೋಕಪ್ಪಗೌಡ
ಮಂಜೇಗೌಡ

ತಾರೀಖು 11/1/41 ರುಜು

Accepted
11.1.41

ಒಪ್ಪಿದ್ದೇನೆ.
A. G. Ramachandra Rao
Advocate Hassan

ನನಗೆ ಪರಿಚಯಸ್ಥನಾಗಿ ನಮ್ಮ ಸಮಕ್ಷಮ ರುಜು ಮಾಡಿರುವದ್ದಂದ ಸರ್ಟಿಫೈ ಮಾಡಿದ್ದೇನೆ.
A G Ramachandra Rao
Advocate
Hassan

H. Siddalinga Gowda
Advocate Hassan
11.1.41

48

Before the Government of His Highness
the Maharaja of Mysore.

Petition (under the Mysore Representative
Assembly Rules) No. of 1940-41

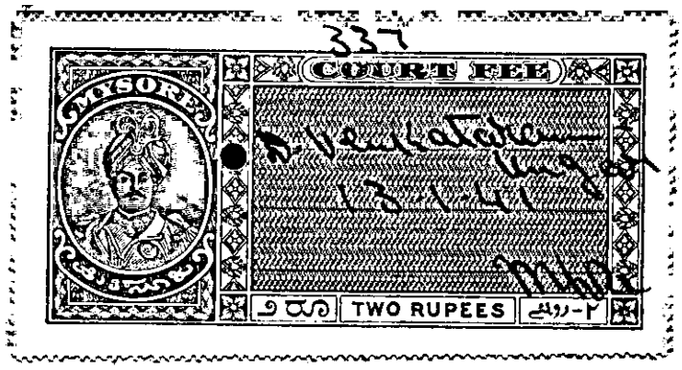
Petitioners	vs	Opponents
1. Lingappa Gowda alias Lokappa Gowda		(1) Byrappa Gowda
2. Manji Gowda		(2) Byre Gowda

Recd

The petitioners have submitted a petition regarding the election to be held in respect of the Belur Taluk Rural General Constituency. The vakalatnama given by the petitioners is submitted herewith.

[illegible]
Advocate for petrs.

11-1-1941



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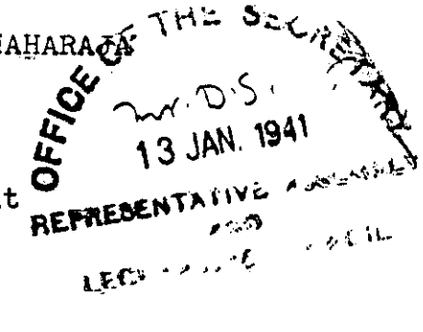
BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.



PETITIONER: D. Venkatarama Iyengar, residing at Mayasandra, Turuvekere Taluk.

Agent

Under rule 203 of the Representative Assembly Rules 1940, the petitioner abovenamed begs to state as follows:

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand as a candidate for the Representative Assembly for one of the available seats from Turuvekere Taluk Rural area.

2. That on scrutinising the petitioner's notice of candidature on 10-1-1941, the Returning Officer has rejected it on the ground stated hereunder.

3. Ground of rejection: The only ground for rejecting the notice of candidature of the petitioner was that he had mentioned in his notice of candidature that he appointed himself and another as Agents. The Returning Officer seems to think that a candidate is competent to appoint only one Agent and that is himself or another in the alternative. There is no warrant for such an interpretation of the rule in question. The appointment of an Agent does not take away, even according to the rules as they are, the responsibilities imposed upon the candidate himself in regard to these matters. In fact the rules merely say that the appointment of an Agent ought to be made

25

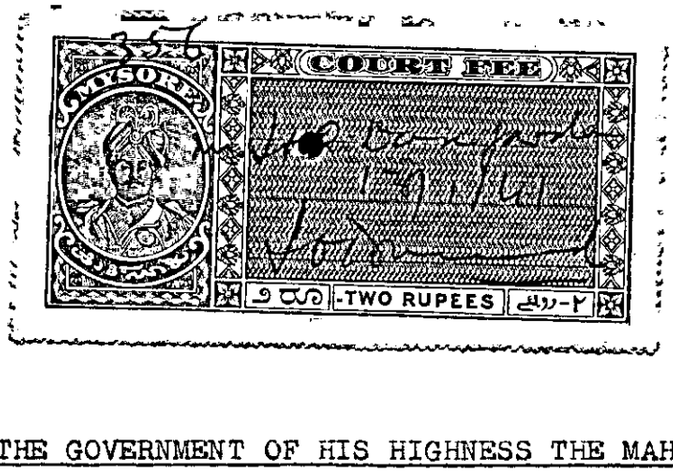
made but do not contain any prohibitive clause forbidding the mention of himself with another as Agents. Furthermore in the light of the fact that the appointment of an Agent is liable to be changed as and when the candidate desires, it cannot be said that this is such a material particular as to vitiate the notice of candidature, so long as the appointment is made. It is therefore submitted that the Returning Officer has not correctly interpreted the rule in question and in any event has not complied with rule 96 of the Representative Assembly Rules 1940, strictly.

WHEREFORE the petitioner abovenamed prays that the Government may be pleased to interpret the rule in question correctly and while holding that the notice of candidature of the petitioner was valid direct the Returning Officer to accept the same and to proceed according to the rules.

Bangalore,
13th January, 1941. (D. Venkatarao

I, the petitioner abovenamed, do hereby declare that what is stated above is true to the best of my knowledge, information and belief.

Bangalore,
13th January, 1941. (D. Venkatarao



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BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

OFFICE

PETITIONER:- H.R. Dase Gowda, Lakshmi Sagara College, SIRA TALUK.

Consideration

Under rule 203 of the Representative Assembly rules 1940, the petitioner abovenamed begs to state as follows:--

1. That the petitioner had duly delivered his notice of candidature to stand for election to the Representative Assembly for one of the available seats from Sira Taluk Rural area.

2. That on scrutinising the petitioner's notice of candidature on 10-1-1941, the Returning Officer has erroneously rejected it on the ground stated here-under.

3. Ground of rejection: -

The notice of candidature of the petitioner has been rejected on the ground that the cummulative sentence that the petitioner under-went in respect of different offences under the Indian Penal Code exceeded the statutory provision of six months by a few days. It may be pointed out that the Returning Officer has not correctly interpreted the rule in question. Section XX of the Government of Mysore Act 1940 refers to the disqualification arising out of conviction for an offence and sentence to imprisonment for not less than six months. In fact

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fact Section XX Clause (1) Sub Clause (e) lays down that a person shall be disqualified from being chosen as a member of either Chamber who has been convicted of any other offence and sentence as aforesaid. In other words it is incombent to disqualify a person that he should be convicted for an offence and sentence to not less than six months imprisonment. In the case of the petitioner it may be pointed out that he has not been convicted and sentenced for not less than six months imprisonment for an offence and it is not correct to tack on the sentence of imprisonment imposed for different offences such as to get a cummulative resultant such as to attract Section XX Xxx Clause (1) Sub Clause (e).

It is submitted therefore that the Returning Officer was not justified in rejecting the notice of candidature of the petitioner and he has not interpreted the rules in question correctly.

WHEREFORE the petitioner abovenamed prays that the Government may be pleased to interpret the rulex in question correctly and while holding that the notice of candidature of the petitioner was valid direct the Returning Officer to admit the same and to proceed according to the rules. In these circumstances it is submitted that the Order of the Returning Officer may be kindly set aside and the petitioner be permitted to pursue his candidature Xxx on the basis it is valid.

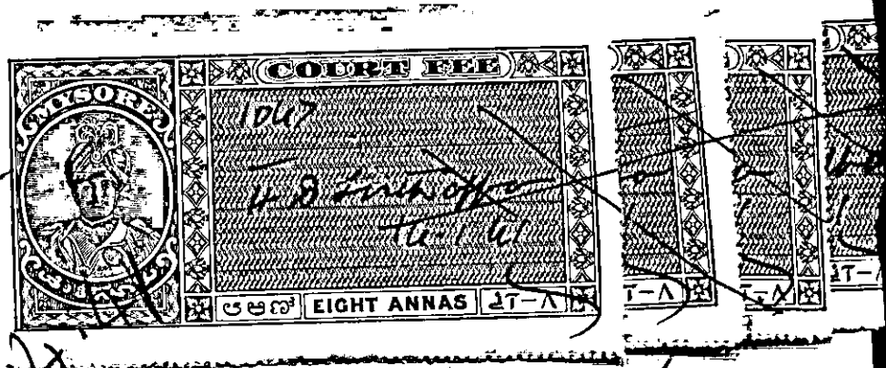
Bangalore,
13th January, 1941

Sd/- Sarojamma. H.R.

I, the petitioner abovenamed, do hereby declare that what is stated above is true to the best of my knowledge, information and belief.

Bangalore,
13th January, 1941.

Sd/- Sarojamma. H.R.



THE CHIEF SECRETARY TO GOVERNMENT
OF HIS HIGHNESS THE MAHARAJA OF MYSORE,
BANGALORE.

CHIEF SECRETARY
15. JAN
GOVT OF MYSORE.

Petitioner:-

H.D.Tirthappa, son of Mallappa, Resident of Haralahalli, Honnali Taluk.

who had delivered the notice of candidature to the Representative Assembly from Honnali Taluk.

UNDER RULE 203 OF THE MYSORE REPRESENTATIVE ASSEMBLY RULES OF 1940,

The petitioner begs to submit as follows:-

1. That he had delivered notice of candidature to the Representative Assembly from Honnali Taluk.

2. That his notice of candidature has been rejected by the Returning Officer and Amildar, Honnali Taluk on the ground that the application is not in form.

3. That the petitioner had filed on 31-12-1940 notice of candidature along with the challan. As the said notice of candidature was not fully filled up as required by Rules the petitioner delivered another notice of candidature on 2-1-11941 requesting the Returning Officer to suppliment this notice of candidature to enable the petitioner to cure any defects in the first notice particularly the sixth column. The second notice of candidature ought to have been treated as a continuation

of

of first notice of candidature.

4. The first notice of candidature clearly contains the name of the agent as self. The same should have been treated as sufficient for the second notice also as it is only supplementary to the first. The absence of mentioning any separate name as agent followed by the signature of the petitioner immediately below clearly indicates that agent is 'self.'

5. The petitioner learns that omission to mention the name of the agent has been accepted as sufficient to indicate as self in the scrutiny of the notices of candidature to the University Constituency.

6. That the returning officer ought to have taken into considerations both the notices of candidature when he scrutinised the notices of candidature.

7. That the returning officer has not at all taken into consideration the two applications filed by the petitioner.

8. That the rejection of notice of candidature of the petitioner is not in accordance with the law as the notice of candidature filed by the petitioner is in form as for the Mysore Representative Assembly Rules 1940.

9. That the rejection is unjust and the

reasons

reasons assigned for the rejection is against principles of the laws.

10. That the notices of candidature by the petitioner is valid and the petitioner is entitled to be included in the list of the candidates seeking election to the Representative Assembly from Honnali Taluk.

11. That certified copies of the notices of candidature and order of the Amildar are enclosed herewith.

12. For the above amongst other reasons the petitioner prays that your honour may be pleased to set aside the order of rejection of notice of candidature passed by the Returning Officer Honnali Taluk and pass an order to include the name of the petitioner in the list of the candidates seeking elections to the Representative Assembly from Honnali Taluk. The petitioner prays that urgent orders may kindly be communicated in this respect to the Returning Officer, Honnali Taluk.

The petitioner has already submitted to your honour a petition in this matter on 11-1-1941 by registered post, and hence prays urgent orders may kindly be passed and communicated.

Date.14-1-1941.

Begs to remain,
Respected Sir,
Your most obedient servant.

H. W. Shivalingappa

Petitioner.

OFFICE OF THE REPRESENTATIVE ASSEMBLY
719/RE
2nd DS
13 JAN 1941

11/ 56

By Regd Post To
CHIEF SECRETARY
13 JAN 1941
OF MYSORE
JNRW 13/1

The Chief Secretary to Government
of His Highness the Maharaja of Mysore,
B A N G A L O R E.

9

Petitioner:-

H. D. Tirthappa, son of Mallappa,
Resident of Haralahalli, Honnali
Taluk,
who had delivered notice of candidature to the Representative Assembly from Honnali Taluk.

No grounds. Incomplete

The petitioner begs to submit as follows:

1. That he had delivered notice of candidature to the Representative assembly from Honnali Taluk.

2. That his notice of candidature has been rejected by the Returning Officer and Amildar, Honnali Taluk on the ground that the application is not in form.

3. That the petitioner had filed on 31-12-1940, notice of candidature along with the challan. As the said notice of candidature was not fully filled up as required by rules the peittioner delivered another notice of candidature on 2-1-1941 requesting the Returning Officer to suppliment this notice of candidature to enable the petitioner to cure any defects in the first notice. The second notice of candidature ought to have been treated as a continu-ation of first notice of candidature.

4. That the returning officer ought to have taken into considerations both the notices of candidature when he scrutinised the notices of candidature.

27

5. That the returning officer has not at all

taken

taken into consideration the two applications filed by the petitioner.

6. That the rejection of notice of candidature of the petitioner is not in accordance with the law as the notice of candidature filed by the petitioner is in form as for the Mysore Representative Assembly Rules 1940.

7. That the rejection is unjust and the reasons assigned for the rejection is against principles of the laws.

8. That the notices of candidature by the petitioner is valid and the petitioner is entitled to be included in the list of candidates seeking election to the Representative Assembly from Honnali Taluk.

For the above and amongst other reasons the petitioner prays that your honour may be pleased to set aside the order of rejection of notice of candidature passed by the Returning Officer, Honnali Taluk and pass on order to include the name of the petitioner in the list of the candidates seeking elections to the Representative assembly from Honnali Taluk.

The petitioner further submits that urgent orders may kindly be passed on this application.

Date. 11-1-1941

I beg to remain,
S i r,
Your most obedient servant.

K. Virabhappa

LAW DEPT. SECTT. GOVT OF MYSORE

From

G.V.Mahamed Nazir,
Son of Haji Unji Abdul Wahab Sab,
Residing in Gargeswari,
T.Narsipur Taluk.

To

B.T.Kesaviengar,Esqr.,B.A.,
The Chief Secretary to the
Government of His Highness the Maharaja
of Mysore, Public Offices,
Bangalore.

Sir,

I had filed my nomination paper from the Muslim Territorial constituency of Nanjangud Sub Division. My number in the Electoral Roll is 72 of the said constituency. Yesterday I was present before the Sub Division officer, Nanjangud, who is the Scrutinising officer for the said constituency at the prescribed hour.

Mr.Amerjan of Gundlupet is my rival candidate in this constituency. Sometime after this matter was called yesterday, the said Amerjan appeared before the Scrutinising officer and objected to my nomination on the ground that the khata under which right my name was included in the Electoral Roll is a joint khata standing in the names of myself Khalel Sahib Vagira bin Sahukar Abdul Wahab Sab and as I was not nominated by them my nomination could not be accepted.

I told the Scrutinising officer that I would get the nomination if need be but the act and the rules framed thereunder do not prescribe the time within which this nomination should be made and as such if he gives me time till 11 'o clock to-day I would give him the necessary nomination. The Scrutinising officer was not pleased to do so and did not accept my nomination.

In so doing the said officer has not exercised his descretion

discretion properly nor has he interpreted the rule correctly in spirit and in letter. The rules framed under the Act do not prescribe when the said nomination should be made.

The fact that my name is included in the Voters' List is enough to entitle me to get elected. To include my name in the Voters' List no nomination was called for.

Thus the Scrutinising officer was not correct in declaring my nomination to be invalid.

Therefore I pray that the Government to interfere in this matter and call on the Scrutinising officer to submit to them all the papers connected and direct him to accept my nomination and till the Government passes a final order on this to direct the Returning officer, Nanjangud "Nurshin" constituency not to declare any candidate as having been elected.

G.V.Mahamed Nazir

Sd. G.V.Mahamed Nazir,

Copy of the above is submitted to the Law Secretary to the Government of Mysore, Bangalore, for favour of information.

Mysore, Dated the
11th Jan.1941.

From

G.V.Mahamed Nazir,
Son of Haji Unji Abdul Wahab Sab,
Residing in Gargeswari,
T.Narsipur Taluk.

To

B.T.Kesaviengar,Esqr.,B.A.,
The Chief Secretary to the
Government of His Highness the Maharaja
of Mysore, Public Offices,
Bangalore.

Sir,

I had filed my nomination paper from the Muslim Territorial constituency of Nanjangud Sub Division. My number in the Electoral Roll is 72 of the said constituency. Yesterday I was present before the Sub Division officer, Nanjangud, who is the Scrutinising officer for the said constituency at the prescribed hour.

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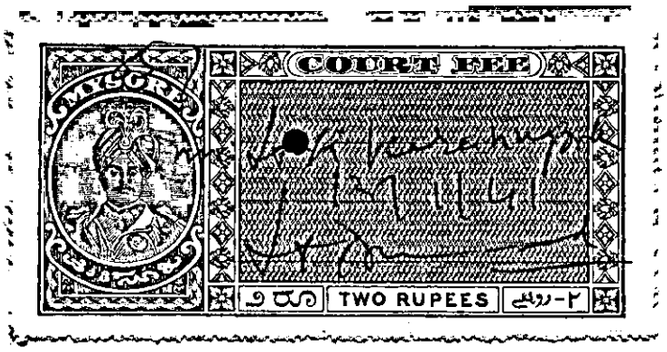
The fact that my name is included in the Voters' List is enough to entitle me to get elected. To include my name in the Voters' List no nomination was called for.

Thus the Scrutinising officer was not correct in declaring my nomination to be invalid.

Therefore I pray that the Government to interfere in this matter and call on the Scrutinising officer to submit to them all the papers connected and direct him to accept my nomination and till the Government passes a final order on this to direct the Returning officer, Nanjangud Muslim constituency not to declare any candidate as having been elected.

Mysore, Dated the
11th Jan. 1941



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Hm 2 13/1/41

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BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA

OF MYSORE, B A N G A L O R E.

Petitioner:- H.K. Veeranna Gowda, residing at "Garden House", M A D D U R.

Under rule 203 of the Representative Assembly rules, the petitioner abovenamed begs to state as follows:--

Date of birth

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand for the Representative Assembly for one of the available seats from Chennapatna Taluk Rural area.

2. That the Returning Officer had to have conducted the scrutiny into his notice of candidature on 10-1-41 and had to have disposed of the same with his decision before 5 p.m., on the said day. But no such scrutiny took place on that day. The Returning Officer did not attend the Office on that day so far as the petitioner is aware.

3. But strangely enough the petitioner has since learnt that his notice of candidature has been rejected on 11-1-41, without giving any opportunity for the petitioner to meet the possible objections.

4. It may also be added that no notice was served on the petitioner or otherwise intimation given to him to appear on either day.

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5. The petitioner is not aware of any ground taken up by the Returning Officer to reject his notice of candidature. On enquiry it is found that the -

the Returning Officer has not directed the inclusion of the name of the petitioner in the list put up in the evening of the 11th instant.

6. It is submitted that the procedure adopted by the Returning Officer is illegal in so far as it violates the rules governing the matter.

7. The petitioner believes that the notice of candidature that he delivered to the Returning Officer was in proper form and did not contain any addition or omission that materially affected the acceptance of his notice of candidature.

It is now learnt that the ground of rejection is that the date of birth was not given in the notice of candidature. The petitioner has given the age. But he could not give the date of birth as he did not remember it. But this is not material. The rules require that the age of the candidate should not be less than 25 years. The verified statement of the candidate should be considered to be sufficient for this purpose. No rule makes it imperative that the exact date of birth should be given.

It is submitted that the interpretation of the rules relating to the age and date of birth is not correct and is otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept his notice of candidature and to proceed according to the rules.

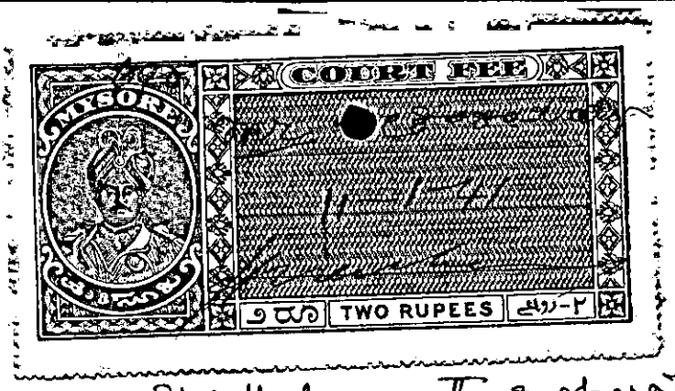
H.K. Meera and Sons

13-1-41

I, the petitioner abovenamed, do hereby declare that what is stated above is true to the best of my knowledge, information and belief.

H.K. Meera and Sons

13-1-41



D.628/RL
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~~To,~~
Before His Highness The Maharaja of
The Government of Mysore at Bangalore
Bangalore

Petitioner: P.Sita Ramiah, B.A.,B.L.,
Advocate,
'Narayana Vilas'
Mysore.

(No 968 S.C. Mysore Town Taluk Srirangapatam)

OFFICE OF THE SECRETARY TO GOVT. MYSORE

Under Rule 18 of Legislative Council Rules of 1940

The petitioner begs to state as follows;

I The petitioner filed his notice of candidature to the Legislative Concil from the General Rural Constituancy of Mandya District on 2-1-41 and duly presented the notice to the Returning Offider, Mandya District. The scrutiny of Notices of candidature had been fixed to 10-1-41 and the Returning Officer had rejceted the applicant's notice of candidature. He has refused to grant him a copy of his order of rejcetion. On application for an endorsement he has been granted the endorsement submitted herewith.

Date of Election

II The petitioner has given his age as forty seven ~~or~~ (about) ~~forty eight years~~ as he has lost his horoscope and remember. does not ~~know~~ the exact date of bitth. No objection had been raised by anybody that the petitionet is below thirty years sb as to be disqualified for standing as a candidate for the Legislative Conncil when as a matter of fact he is about forty years as stated above. ~~of more~~. If the Returning Officer entertained any doubts as regards the petitioners age being below thirty years he could have called upon the petitioner to file an affidavit to prove his age. The Returning Officer on the other hand has wrongly interpreted the Rule and appears to have rejected the notice of candidature for not having given the exact date of birth when the

30

age had been given.

III It is submitted that in the form prescribed although age and date of birth have been asked, if the age should be given the actual date of birth if not definitely known cannot in the nature of things be given ~~of~~ noted under that column. ~~On this ground~~ neither in the prescribed form nor anywhere in the Rules has there been stated that the said notice of cnadidature is liable to be rejected on the ground of failure to give the date of birth. IN various other districts notices of candidature without noting the date of birth have, it is learnt, been accepted after scrtiny and have been not rejected. The object of the notice of candidature is more with a view to know if the candidate is duly qualified under the Act and the Rules. It is not the object of the Legislature to automatically reject notices of candidature for not complying with trivial and non-essential points.

IV The petitioner therefore prays that in the interests of justice and equity the order of the Returning Officer may be declared to be wrong and be futher pleased to ask the Returning Officer to include the candidature of the petitioner in the list of candidates for the Legislative Council for Mandya District Rural constituancy.

P. Subbaramaiah
96-8 Sreerangapatna Taluk
(P. O. Varuna Rly)
Mandya Dist.

Petitioner

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No.Cl. S193/39-40.

Office of the Deputy Commissioner,
Mandya District,
Dated, Mandya, the 10th January'41.

To

Mr. P. Sitaramiah B.A. B.L
Advocate Kuppam

ENDORSEMENT.

With reference his application dated 10-1-1941, praying for the grant of an endorsement of the order rejecting his Notice of Candidature for the Legislative Council Mandya District Eastern Rural Constituency, Mr. P. Sitaramiah. B.A. B.L. Advocate, Kuppam, is informed that there is no provision of Law or Rules for granting a copy of the order or endorsement.

DEPUTY COMMISSIONER,
MANDYA DISTRICT.

JAN 13 1941

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

Applicant:- Mr. Khaji Syed Yusuf, R.A.member, Kudumulakunte Dodda Kurugod Post, Goribidanur Taluk.

Application under Rule 203 of the Representative Assembly Rules, framed under The Government of Mysore Act.1940. The applicant begs to submit as follows:-

1. That the applicant presented a notice of candidature for the Assembly from the Mohammadan constituency of Chickballapur group, before the returning Officer, Chickballapur, on the due date and time, duly completed in the manner, prescribed in form III, as required by rule 89 of the Assembly rules.

2. That against column 3 of the form, the applicant gave his age as 52 and the date of birth, as, about the year 1888.

3. The returning officer rejected the notice, holding that the information in column 3 was not completed in the manner prescribed in form III.

4. The applicant respectfully begs to submit, that the decision of the returning officer is against the spirit of the Rules. The question in column 3 is meant only to know if the candidate has attained the age of 25, as a qualification laid down in Rule 23 (1) (a) of the Rules. The applicant is aged more than the double number of years. The age given is not in the proximity of 25 years, in which case the returning officer would have been justified on insisting upon the

exact date of birth. The applicant presented himself before him and by his appearance alone the returning officer could have concluded that he has attained the age of 25 and accepted the notice, and he ought not to have given importance to the exact date and month.

5. There were three other notices of candidature and they were rejected, for very valid reasons.

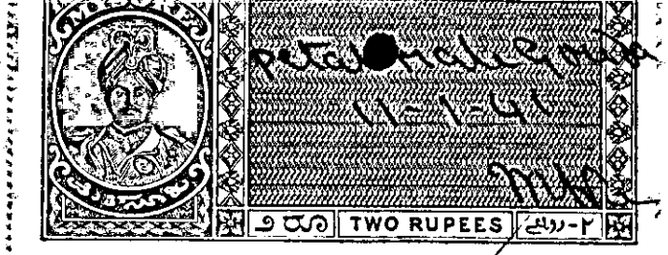
6. As there ~~are~~ is no rival candidate against whom an election petition can be presented according to rules, the applicant has only to appraach the Government for relief, in the matter.

7. The applicant requested the returning officer to report the matter to Government for decision, but the request was not complied with.

8. Wherefore the applicant humbly prays that the Government be pleased to hold that the applicant has complied with all the requirements in form No.3, as required in the rules, and direct the Returning officer to proceed furtner, as if, the applicant's notice of candidature is valid in law.

Bangalore.
Date 12-1-1941.

Applicant.



BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

Petitioner:

Patel Malle Gowda,
Kothanahalli,
Maddur Taluk

Under Rule 203 of the Representative Assembly rules, 1940, the petitioner abovenamed begs to state as follows:

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand as a candidate for one of the available seats to the Representative Assembly from Maddur Taluk Rural area

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him to that effect.

3. That the ground taken up by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Ground of rejection:- The ground of rejection is that the date of birth is not given in the notice of candidature.

The petitioner has given his age and could not give the date of his birth as he did not know it. The rules under which the notice of candidature is given, are particular about the age of the candidate being not less than 25 years. But no rule makes it imperative

.imperative that the exact date of birth should be given. It is submitted that the interpretation of the rules relating to the age and date of birth and kindred matters is not correct and is otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept the notice of candidature of the petitioner and to proceed according to the rules.

Bangalore,
Dated: 11th Jan., 1941.

I, the petitioner abovenamed, hereby declare that what is stated above is true to the best of my information, knowledge and belief.

Bangalore,
Dated: 11th January, 1941.

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No.C1.5193/39-40

Office of the Deputy Commissioner,
Mandya District,
Dated, Mandya, the 10th Jan. 1941.

To

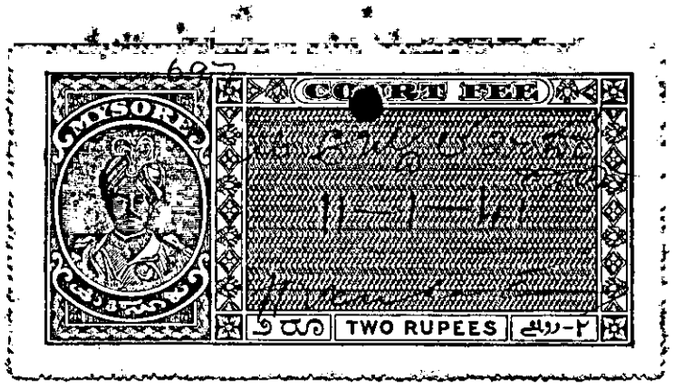
~~Mr.~~ Mrs. Nanjamma Veerappa Gowda
Gowda Hosa Koppa

Endorsement.

With reference to ~~his~~ her application dated 10-1-1941, praying for the grant of an endorsement of the order rejecting ~~his~~ her Notice of Candidature for the Representative Assembly ~~Legislative Council~~ ~~of~~ women Constituency, Mandya District, ~~Mr.~~ Mrs. Nanjamma Veerappa Gowda is informed that there is no provision of Law or Rules for granting a copy of the order or endorsement.

Deputy Commissioner,
Mandya District.

svs.



Before the Government of His Highness The
Maharaja of Mysore,
Bangalore.

Petitioner :- M. Abdul Khader Saheb,
Proprietor," Medina Hall",
Sayyaji Rao Road, Mysore.

Under Rule 203 of the Representative Assembly Rules.

The petitioner abovenamed begs to state as follows :-

1. That the petitioner has filed notice of candidature to stand for Election to the Representative Assembly for the Mahomedan Special Constituency comprising., Mandya, Maddur and Malavalli Taluks.

2. The Returning Officer, for the said Constituency Viz, the Treasury Assistant Commissioner, Mandya has rejected the said notice of candidature as well as the notices of candidature of other two persons, on the ground that the petitioner and the other two persons have not mentioned in his Nomination papers filed before him the dates of birth of the petitioner and the other two persons.

3. The petitioner has mentioned in the said nomination paper his age which is 52 years (or thereabout) and has therefore fulfilled the requirement of law. The petitioner begs to state that he did not mention the date of birth

as he is not in a position to give the same with accuracy.

4. The petitioner begs to state that the order of the Returning Officer rejecting the said notice of candidature of the petitioner is illegal and therefore prays that the order of the Returning Officer rejecting the notice of candidature of the petitioner may kindly be set aside and the Returning Officer be asked to include the petitioner 's name in the List of candidates for Election to the Representative Assembly from the said Constituency.

sd. M. Abdul Khad[illegible]

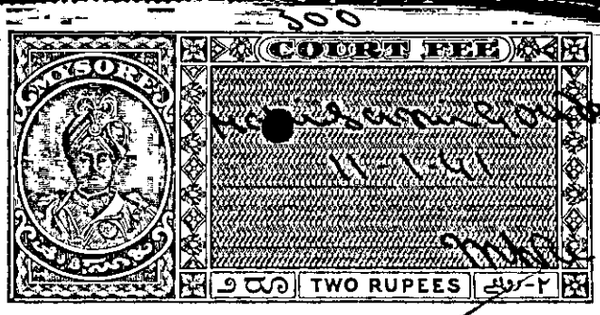
Bangalore, Petitioner

11-1-1941.

I, the petitioner abovenamed do hereby solemnly declare that what is stated above is true.

Bangalore, sd- M. Abdul Khader

11-1-1941. Petitioner.



BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

Petitioner:

Marisami Gowda,
Gejjalagere,
Maddur Taluk

Under Rule 203 of the Representative Assembly rules, 1940, the petitioner abovenamed begs to state as follows:

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand as a candidate for one of the available seats to the Representative Assembly from Maddur Taluk Rural area

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him to that effect.

3. That the ground taken up by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Ground of rejection:- The ground of rejection is that the date of birth is not given in the notice of candidature.

The petitioner has given his age and could not give the date of his birth as he did not know it. The rules under which the notice of candidature is given, are particular about the age of the candidate being not less than 25 years. But no rule makes it imperative

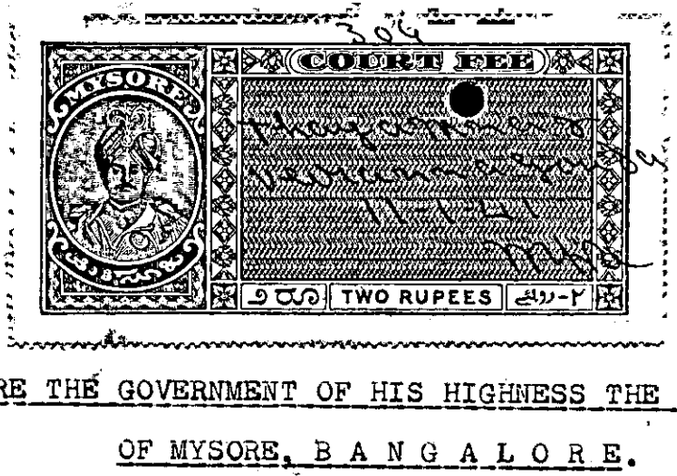
imperative that the exact date of birth should be given. It is submitted that the interpretation of the rules relating to the age and date of birth and kindred matters is not correct and is otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept the notice of candidature of the petitioner and to proceed according to the rules.

Bangalore,
Dated: 11th Jan., 1941.

I, the petitioner abovenamed, hereby declare that what is stated above is true to the best of my information, knowledge and belief.

Bangalore,
Dated: 11th January, 1941.



BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

PETITIONER:- Thayamma Veeranna Gowda,
(Bearing No.1 in the Supplementary Electoral roll of the Special Women's Constituency, ~~XXXXXXXXXXXX~~ Mandya District), residing at "Garden House", M A D D U R.

Residential Qualification

Under rule 203 of the Representative Assembly rules 1940, the petitioner abovenamed begs to state as follows:-

1. That the petitioner had duly delivered her notice of candidature signifying her intention to stand as a candidate for the Representative Assembly from the Mandya district Women's Constituency.

2. The Returning Officer of the Constituency has rejected the said notice of candidature on the ground that the petitioner was not a resident in the Constituency in which the name of the petitioner appears.

3. The petitioner was and has been throughout a resident of Maddur. She has been a member of the Managing Committee of the Town Co-operative Society Limited, Maddur, for the years 1939-40 and 1940-41, and it may be pointed out that the bye-laws of that Society required every member to be a permanent resident of Maddur, and a few other villages around.

4. Further the petitioner is an elected member of the Mandya district School Board that was re-constituted recently and her membership of the said Board has been gazetted as per the notification No. E 2018 Edn. 64-40- Dated 3rd January 1941.

5. It may be pointed out that the name of the petitioner is included in the voters' list for the Constituency concerned on account of her educational and residential qualifications. It was not open to the Returning Officer, in any event, to go behind the voters' list.

6. The objection to the candidature of the petitioner has been taken by one who is herself not a resident of the district concerned and who in pursuance of the order of the Returning Officer gets elected to the seat unopposed.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept the notice of candidature of the petitioner and to proceed according to the rules.

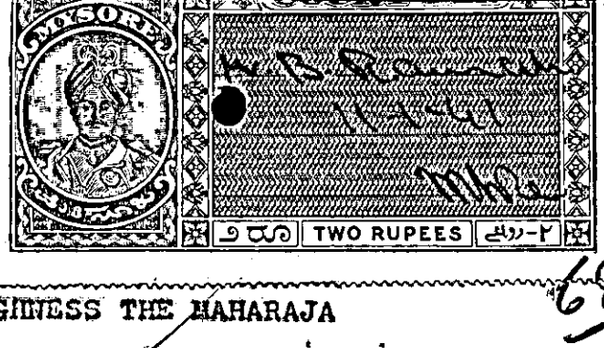
B a n g a l o r e,
Dated: 11th January, 1941.

Thayamma Veeranna Gowda

I, the petitioner abovenamed, hereby declare that what is stated above is true to the best of my information, Knowledge and belief.

B a n g a l o r e,
11th January, 1941.

Thayamma Veeranna Gowda



BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

Petitioner: B. Ramiah, Seringapatam

Under Rule 203 of the Representative Assembly rules, 1940, the petitioner abovenamed begs to state as follows:

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand as a candidate for one of the available seats to the Representative Assembly from Seringapatam Town urban area.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him to that effect.

3. That the ground taken up by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Ground of rejection:- ~~The ground of rejection is that the date of birth is not given in the proper form.~~

~~Another~~ No ground of rejection is that while mentioning the particular of denomination in column 6 of the notice of candidature, the petitioner ~~instead of merely~~ in addition to stating 'General Community' has stated the same and added 'Brahmin' ~~as 'Hindu' or 'Hindu with~~ the sub-division concerned'. This has been held to be an irregularity justifying the rejection of the notice of candidature.

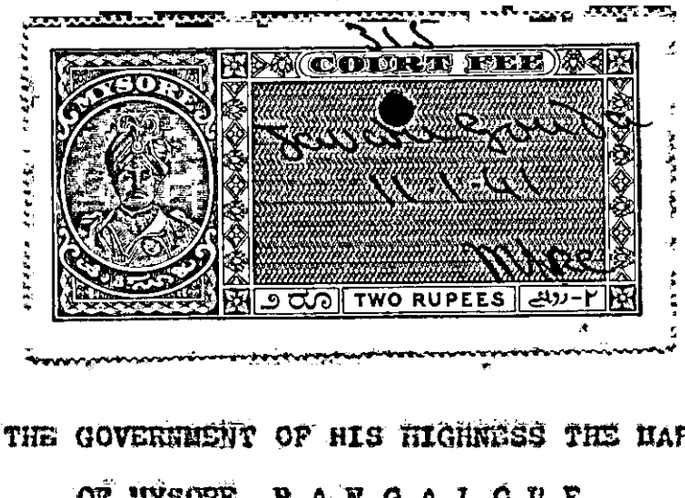
It may be pointed out that in the form of notice of candidature contemplated and given in the schedule under rule 89 the 6th column refers to 'Denomination' and in the note appended to that form it is suggested that the candidate should state 'whether Mohammadan, Indian Christian, European, Anglo-Indian or belonging to General Community', it cannot be said that it is made imperative by the rules that the candidate should be content with saying General Community and not give any other particular. At any rate it is far too much to say that this description is such as to invalidate the notice of candidature. In fact the expression used in the Kannada form supplied to the candidates is even more suggestive. It asks that candidate should mention whether he belong to a general or other classes referred to therein. It is possible therefore that the candidate might bona fide believe that it was not the intention to direct the use of a particular expression and no other description of the same. further, that in column no 4, he has described his caste in full.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept the notice of candidature of the petitioner and to proceed according to the rules.

Bangalore,
11th Jan., 1941. B Ramiah.

I, the petitioner abovenamed, hereby declare that what is stated above is true to the best of my information, knowledge and belief.

Bangalore,
Dated: 11th Jan.,1941. B Ramiah.



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OFFICE OF THE 634/REE

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

PETITIONER: Ja. Javare Gowda
Holalu,
Kadur Taluk.

Under rule 203 of the Representative Assembly rules 1940, the petitioner abovenamed begs to state as follows:

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand for one of the available seats from Kadur DK rural area.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

3. That the ground taken by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Ground of rejection: The ground of rejection is that the date of birth is not given in the notice of candidature. The petitioner has given his age and could not give the date of birth as he did not know it. The rules under which the notice of candidature is given are particular about the age of the candidate being not less than 25 years. But no rule makes it imperative that the exact date of birth should be given. Further, the petitioner has not mentioned the Constituency in Column no 7. though the same had been mentioned in column no 3

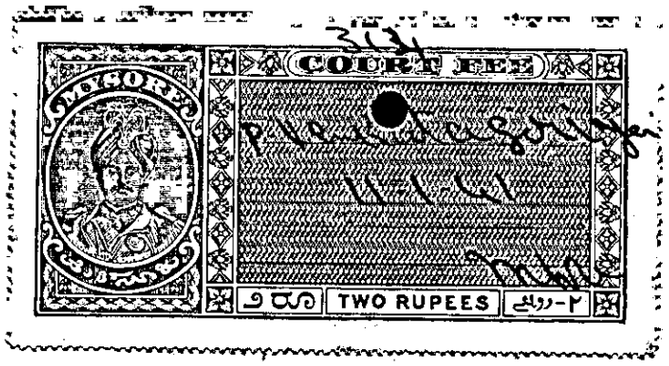
It is submitted that the interpretation of the rules relating to the age and date of birth is not correct and is otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept his notice of candidature and to proceed according to the rules.

Bengalore,
11th January, 1941.

I, the petitioner abovenamed, do hereby declare that what is stated above is true to the best of my knowledge, information and belief.

Bangalore,
11-1-1941.



70

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

PETITIONER: P. Venkatagiriah
Mandya

OFFICE OF THE COMMISSIONER 634/ROBE 11

Date of birth

Under rule 203 of the Representative Assembly rules 1940, the petitioner abovenamed begs to state as follows:

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand for one of the available seats from Mandya Municipal area.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

3. That the ground taken by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Ground of rejection: The ground of rejection is that the date of birth is not given in the notice of candidature. The petitioner has given his age and could not give the date of birth as he did not know it. The rules under which the notice of candidature is given are particular about the age of the candidate being not less than 25 years. But no rule makes it imperative that the exact date of birth should be given. Further, the petitioner had not mentioned the constituency in Column no 7, though the same had been mentioned in Column no 6.

36

It is submitted that the interpretation of the rules relating to the age and date of birth and description in col. 7 is not correct and is otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept his notice of candidature and to proceed according to the rules.

Bangalore,
11th January, 1941.

ಪ. ಸಿ. ಶಿವಪ್ಪಯ್ಯ

I, the petitioner abovenamed, do hereby declare that what is stated above is true to the best of my knowledge, information and belief.

Bangalore,
11-1-1941.

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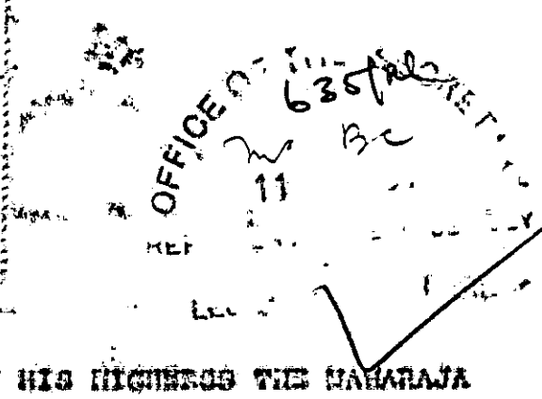


71

11/1/41

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, BANGALORE.

PETITIONER: Y. C. Mariappa
French Rocks,
Mandya District

Date of birth

Under rule 203 of the Representative Assembly rules 1940, the petitioner abovenamed begs to state as follows:

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand for one of the available seats from French Rocks DK rural area.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

3. That the ground taken by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Ground of rejection: The ground of rejection is that the date of birth is not given in the notice of candidature. The petitioner has given his age and could not give the date of birth as he did not know it. The rules under which the notice of candidature is given are particular about the age of the candidate being not less than 25 years. But no rule makes it imperative that the exact date of birth should be given.

39

It is submitted that the interpretation of the rules relating to the age and date of birth is not correct and is otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept his notice of candidature and to proceed according to the rules.

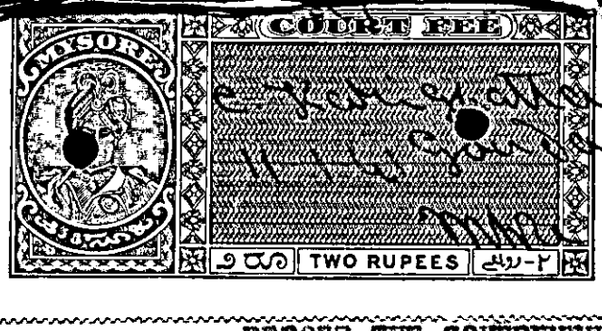
Bengalore,
11th January, 1941.

H. Manjappa

I, the petitioner abovenamed, do hereby declare that what is stated above is true to the best of my knowledge, information and belief.

Bangalore,
11-1-1941.

H. Manjappa



LFC 634/41 72

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

Petitioner: C. Karighatte Gowda,
Chindegowdana Koppal
Seringapatam Tk.

Hm 11/1/41

Date of birth

Under Rule 203 of the Representative Assembly rules, 1940, the petitioner abovenamed begs to state as follows:

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand as a candidate for one of the available seats to the Representative Assembly from Seringapatam Tk Rural area.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him to that effect.

3. That the ground taken up by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Ground of rejection:- The ground of rejection is that the date of birth is not given in the proper form.

Another ground of rejection is that while mentioning the particular of denomination in column 6 of the notice of candidature, the petitioner ~~instead~~ in addition to ~~merely~~ stating 'General Community' has stated the same ~~as 'Hindu' or 'Hindu with the sub-division concerned',~~ and added as 'Vokkaliga'. This has been held to be an irregularity justifying the rejection of the notice of candidature.

40

It may be pointed out that in the form of notice of candidature contemplated and given in the schedule under rule 89 the 6th column refers to 'Denomination' and in the note appended to that form it is suggested that the candidate should state 'whether Mohammadan, Indian Christian, European, Anglo-Indian or belonging to General Community', it cannot be said that it is made imperative by the rules that the candidate should be content with saying General Community and not give any other particular. At any rate it is far too much to say that this description is such as to invalidate the notice of candidature. In fact the expression used in the Kannada form supplied to the candidates is even more suggestive. It asks that candidate should mention whether he belong to a general or other classes referred to therein. It is possible therefore that the candidate might bona fide believe that it was not the intention to ~~xxx~~ direct the use of a particular expression and no other description of the same.

With F[illegible] the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept the notice of candidature of the petitioner and to proceed according to the rules.

Bangalore,
11th Jan., 1941.

ಅಭ್ಯರ್ಥಿಯ ಸಹಿ

I, the petitioner abovenamed, hereby declare that what is stated above is true to the best of my information, knowledge and belief.

Bangalore,
Dated: 11th Jan., 1941.

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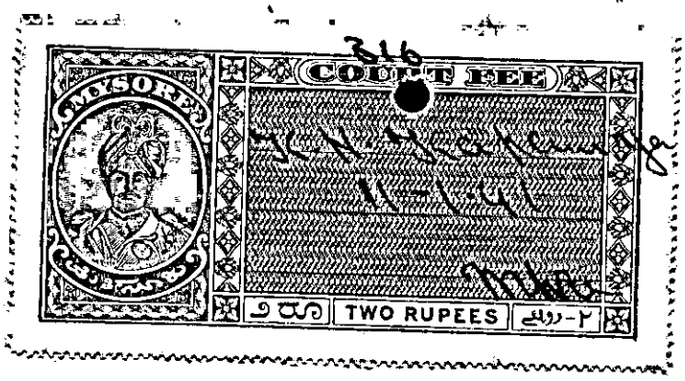


BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

Petitioner: K.H. Kapiniah, son of Huri Gowda, Kyathanahalli, FRENCH ROCKS TALUK.

Under the rule 203 of the Representative Assembly rules 1940, the petitioner abovenamed begs to state as follows:-

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand for one of the available seats from, the French Rocks Taluk rural area to the Representative Assembly.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-41 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

3. That the grounds taken by the Returning Officer in rejecting the petitioner's notice of candidature are not tenable and defeat the purpose of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Grounds of rejection:-

The ground of rejection is that the date of birth is not given in the notice of candidature. The petitioner has given his age and could not give the date of birth as he did not know it. The rules under which the notice of candidature is given are particular

particular about the age of the candidate being not less than 25 years. But no rule makes it imperative that the exact date of birth should be given.

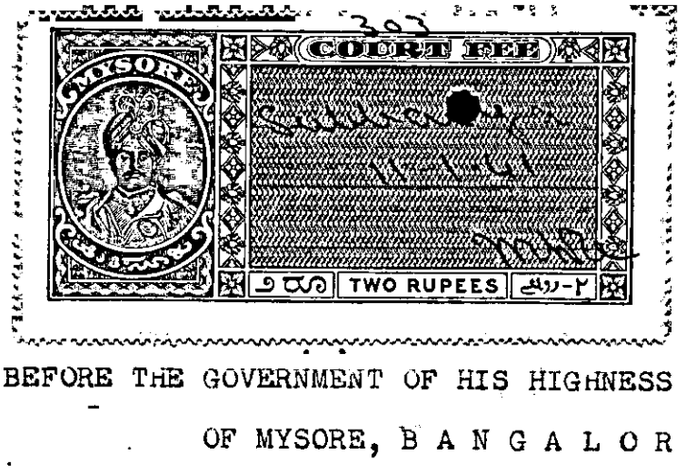
The next ground of rejection is that in column No. 5 where the candidate is expected to indicate the sex the petitioner has chosen not to write anything indicative of the same but has merely contented himself with scoring out one of the alternatives at the beginning of the column namely 'woman'. It may be added that this should not have been considered as of any material bearing at all in the matter.

The last ground of rejection is that the petitioner has subscribed his signature to his notice of candidature as 'Kapanaiya,' whereas his name appears as 'Kapani Gowda' in the electoral roll. It may be added that there could have been no ostensible ground of mistaken identity in this matter. The description given in the electoral roll does correspond to that given by the petitioner in the notice of candidature. The addition of 'Gowda' in the notice cannot make any material difference. At any rate the Returning Officer had ample material to hold that the entry in the electoral roll did refer to the petitioner.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rules in question correctly and while holding the petitioner's notice of candidature valid, direct the Returning Officer to accept his notice of candidature and to proceed according to the rules.

I, the petitioner abovenamed, do hereby declare that what is stated above is true to the best of my knowledge, information and belief.

Bangalore,
11th January, 1941.



OFFICE 631/RL 74

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

25

Petitioner: Subbiah son of Dodda Puttananjaiya, residing at Malavalli, Mandya district.

Under rule 203 of the Representative Assembly rules, 1940, the petitioner abovenamed begs to state as follows:

Date of birth & Time

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand as a candidate for one of the available seats to the Representative Assembly from Malavalli Town (Urban Constituency).

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

3. That the ground taken by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act, 1940 and the rules framed thereunder.

4. Grounds of rejection:

The ground of rejection is that the date of birth is not given in the notice of candidature. The petitioner has given his age and could not give the date of birth as he did not know it. The rules under which the notice of candidature is given are particular about the age of the candidate being not less than 25 years. But no rule makes it imperative that the exact date of

42

of birth should be given.

Another ground of rejection is that the notice of candidature was delivered after 3 p.m., on the 2nd of January, 1941. It may be added that the application so delivered ought to be deemed to have been presented in time when it is delivered before the 3rd of January, 1941. Further the Returning Officer has not chosen to act under the Rule 90 and to reject the application straight away. This has led the petitioner to believe bona fide that he has made a valid application as otherwise he could have presented another notice of candidature the next day. In any event, this interpretation is not equittable.

It is submitted that the interpretation of the rules relating to the age and date of birth and to the time of presentation of the notice of candidature is not correct and is otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid, direct the Returning Officer to accept his notice of candidature and to proceed according to the rules .

Bangalore,
11th January, 1941.

I, the petitioner abovenamed, hereby declare that what is stated above is true to the best of my information, knowledge and belief.

Bangalore,
11th January, 1941.

75-

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA

OF MYSORE, B A N G A L O R E.

22

Petitioner:

S. K. Sidde Gowda
Maduvana Kodi
Krishnarajpet Taluk.

Hm
2
11/1/41

OFFICE 620/RE

Under Rule 203 of the Representative Assembly rules, 1940, the petitioner abovenamed begs to state as follows:

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand as a candidate for one of the available seats to the Representative Assembly from Krishnarajpet Dk (rural area)

Date of birth

2. That the Returning-Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and the endorsement was issued to him ~~to that effect~~. letter dated 11-1-41 is enclosed.

3. That the ground taken up by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Ground of rejection:- The ground of rejection is that the date of birth is not given in the notice of candidature.

The petitioner has given his age and could not give the date of his birth as he did not know it. The rules under which the notice of candidature is given, are particular about the age of the candidate being not less than 25 years. But no rule makes it imperative

43

imperative that the exact date of birth should be given. It is submitted that the interpretation of the rules relating to the age and date of birth and kindred matters is not correct and is otherwise untenable.

THEREFORE the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept the notice of candidature of the petitioner and to proceed according to the rules.

Bangalore,
Dated: 11th Jan., 1941.

I, the petitioner abovenamed, hereby declare that what is stated above is true to the best of my information, knowledge and belief.

Bangalore,
Dated: 11th January, 1941.

Dt: 17/1/41

ಪ್ರಥಮ ಮಾಹಿತಿ ವರದಿ ಕಲಂ 154 ಸಿ.ಆರ್.ಪಿ.ಸಿ.

ಪೊಲೀಸ್ ಠಾಣೆ ಮೊ.ನಂ. —

ಘಟನೆ ಸಂಭವಿಸಿದ ಸ್ಥಳ ಮತ್ತು ಅಂತರ

ದಿನಾಂಕ ಮತ್ತು ಸಮಯ

ಎ.ಎಸ್.ಕೆ. ಸಬ್ಜಿಸ್ಟ್ರಾರ್ ಕಛೇರಿ

ಈ ಕಛೇರಿಯಲ್ಲಿ ದಿನಾಂಕ 3-1-1941ರಲ್ಲಿ ನೋಂದಾಯಿಸಲ್ಪಟ್ಟ

COURT FEE

MYSORE

TWO RUPEES

684/RL 22

Hm

13/1/41

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

OFFICE OF THE SECRETARY

13/1/41

Petitioner: Veera gowda
S/o. Boregowda.
Chowdagal.
Srirangapatana Taluq.
Nagadya District

Date of birth

Under Rule 203 of the Representative Assembly rules, 1940, the petitioner abovenamed begs to state as follows:

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand as a candidate for one of the available seats to the Representative Assembly from

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him to that effect.

3. That the ground taken up by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Ground of rejection:- The ground of rejection is that the date of birth is not given in the notice of candidature.

The petitioner has given his age and could not give the date of his birth as he did not know it. The rules under which the notice of candidature is given, are particular about the age of the candidate being not less than 25 years. But no rule makes it imperative

44

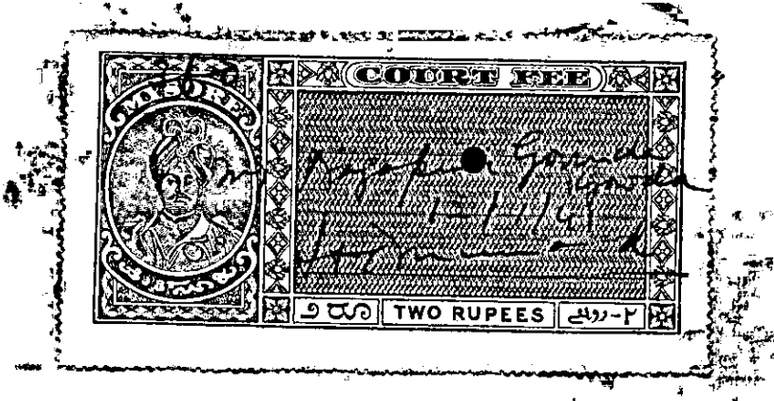
imperative that the exact date of birth should be given. It is submitted that the interpretation of the rules relating to the age and date of birth and kindred matters is not correct and is otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept the notice of candidature of the petitioner and to proceed according to the rules.

Bangalore,
Dated: 11th Jan., 1941. } B. Marigowda

I, the petitioner abovenamed, hereby declare that what is stated above is true to the best of my information, knowledge and belief.

Bangalore,
Dated: 11th January, 1941. } B. Marigowda



688/R6
78
Hm 2
13/1/41.

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

Petitioner: Nagapura Govindaswamy
residing at Anchechikkahalli,
Nagamangala Taluk

OFFICE OF THE ... D.S.

Under rule 203 of the Representative Assembly rules 1940, the petitioner abovenamed begs to state as follows:--

Date of birth

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand for the Representative Assembly for one of the available seats from Nagamangala Taluk rural area.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-41 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

3. That the ground taken by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Ground of rejection:-- The ground of rejection is that the date of birth is not given in the notice of candidature. The petitioner has given his age and could not give the date of birth as he did not know it. The rules under which the notice of candidature

4

candidature is given are particular about the age of the candidate being not less than 25 years. But no rule makes it imperative that the exact date of birth should be given.

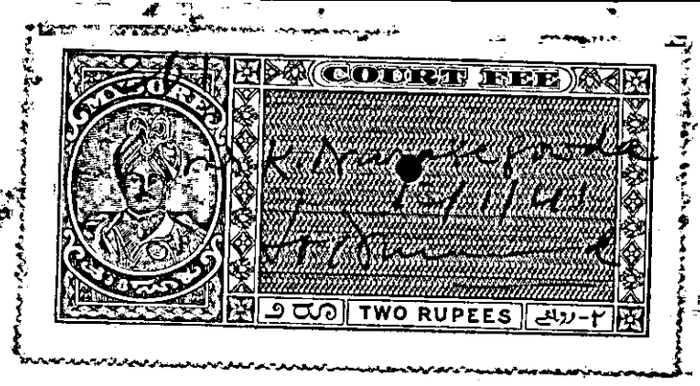
It is submitted that the interpretation of the rules relating to the age and date of birth is not correct and is otherwise untenable.

THEREFORE the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept his notice of candidature and to proceed according to the rules.

Bangalore,
13th January, 1941.

I, the petitioner abovenamed, do hereby declare that what is stated above is true to the best of my knowledge, information and belief.

Bangalore,
13th January, 1941.



685/RL 79

Hm 2 13/1/41

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA.

OF MYSORE, B A N G A L O R E.

OFFICE Mr. D.S.

PETITIONER: K. Narasa Gowda,
residing at Hattahalli. Nagamangala Taluk.
Mandya district.

Under rule 203 of the Representative Assembly rules 1940, the petitioner abovenamed begs to state as follows:

Date of Birth

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand for the Representative Assembly for one of the available seats from Nagamangala Mk Rural area.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

3. That the ground taken by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Ground of rejection: The ground of rejection is that the date of birth is not given in the notice of candidature. The petitioner has given his age and could not give the date of birth as he did not know it. The rules under which the notice of candidature is given are particular about the age of the candidate being not less than 25 years. But no rule makes it imperative that the exact date of birth should be given.

46

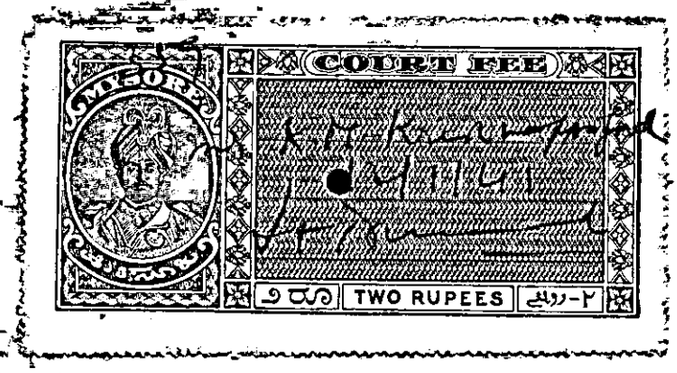
It is submitted that the interpretation of the rules relating to the age and date of birth is not correct and is otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept his notice of candidature and to proceed according to the rules.

Bangalore, ಕೆ. ನರಸಿಂಹಯ್ಯ
11th January, 1941.

I, the petitioner abovenamed, do hereby declare that what is stated above is true to the best of my knowledge, information and belief.

Bangalore, ಕೆ. ನರಸಿಂಹಯ್ಯ
11-1-1941.



680/41

80

13/1/41

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

PETITIONER: K.M. Krishnappa Gowda, residing at Karadahalli, Nagamangala Taluk.

Under rule 182 of the Legislative Council rules 1940, the petitioner abovenamed begs to state as follows:-

Date of Birth + Documentary

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand for the Legislative Council for one of the available seats from Mandya District Rural Constituency.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-41 has erroneously rejected it on the ground stated here-under. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

3. That the grounds taken by the Returning Officer in rejecting the petitioner's notice of candidature are untenable and defeat the purpose of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Grounds of rejection:

The first ground of rejection is that the date of birth is not given in the notice of candidature. The petitioner has given his age. The rules under which the notice of candidature is given lay down that the age of the candidate should be less than 30 years. But no rule makes it imperative that the exact date of birth should be mentioned in the notice of candidature.

The next ground of objection is that the

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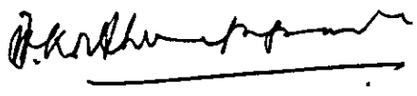
the petitioner in his notice of candidature had not mentioned in column VI thereof the words 'General Community' but, had stated 'Hindu' instead. This objection is not material at all. It may be added that it was not the intention in the rules to insist upon the candidates using particular expressions but was designed to indicate whether it was a general or a reserve seat that was being contested by the candidate. This will be apparent by the expressions used by the petitioner in his notice of-candidature. There was no room for doubt in the expression used by the petitioner in this behalf.

It is submitted that the interpretation of the rules relating to the age and date of birth and to the use of the expressions in column VI of the notice is not correct and is otherwise untenable.

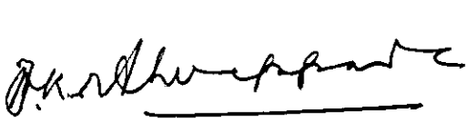
WHEREFORE the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept his notice of candidature and to proceed according to the rules.

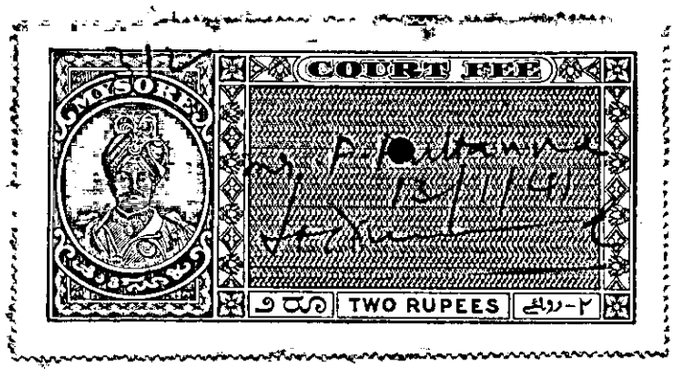
Bangalore,
13th January, 1941



I, the petitioner abovenamed, do hereby declare that what is stated above is true to the best of my knowledge, information and belief.

Bangalore,
13th January, 1941





684/RL 81

13/1/41

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

OFFICE OF THE ... D.S.

Petitioner: P. Puttanna, Belakawadi. Malavalli TK Mandya District.

Under rule 203 of the Representative Assembly rules, 1940, the petitioner abovenamed begs to state as follows:

Date of Birth, time & Agency

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand for the Representative Assembly for one of the available seats from Malavalli Taluk Rural area.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the grounds stated hereunder.

3. That the grounds taken by the Returning Officer in rejecting the notice of candidature are untenable and defeat the purpose of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Grounds of rejection: The first ground of rejection is that the date of birth is not given in the notice of candidature. The petitioner has given the age and could not give the date of birth as he did not remember it. The rules in this behalf lay down that the age of the candidate should not be less than 25 years. And the object of calling upon the candidate to mention the age if necessary, or date of birth if possible is only to ensure the same. And no rule makes it imperative that the date of birth should be mentioned at all.

48

The next ground of rejection is that the notice of candidature was delivered to the Returning Officer after 3 p.m., on the 2nd of January, 41. It may be pointed out that this has not been considered to be a ground for rejection in most other places and rightly so. It should be deemed to have been presented in time so long as it is delivered before the 3rd Jan.,41. Further the Returning Officer does not purport to act under the rule 90 of the rules and does therefore take away from the petitioner the advantage of filing another notice of candidature on the next day.

The last ground of rejection is that the petitioner has in his notice of candidature appointed himself and another as Agents. Even this is not a material ground to vitiate the notice in view of the fact that the candidate could at any time cancell an Agent, suggest another or do the work of an Agent himself. The material point was that the candidate should indicate the appointment either himself or another as his Agent. This has been done and this was sufficient for the purpose.

It is submitted that the interpretation of the rules in this behalf is not correct and is untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rules in question correctly and while holding the petitioner's notice of candidature as valid direct the Returning Officer to accept the same and to proceed according to the rules.

Bangalore,
13th Jan., 1941.

పి. కృష్ణ స్వామి

I, the petitioner abovenamed, do hereby declare that what is stated above is true to the best of my knowledge, information and belief.

Bangalore,
13th January, 1941.

పి. కృష్ణ స్వామి.

683/RL 82

Hm 2 13/1/41

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

25

Petitioner: Puttaswamy Gowda
residing at Benamanahalli, Malvalli Tk
Mandya District.

OFFICE Mr D.S.

Under rule 203 of the Representative Assembly rules, 1940, the petitioner abovenamed begs to state as follows:

Date of Birth, Name & Agency

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand for the Representative Assembly for one of the available seats from Malavalli Taluk Rural area.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the grounds stated hereunder.

3. That the grounds taken by the Returning Officer in rejecting the notice of candidature are untenable and defeat the purpose of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Grounds of rejection: The first ground of rejection is that the date of birth is not given in the notice of candidature. The petitioner has given the age and could not give the date of birth as he did not remember it. The rules in this behalf lay down that the age of the candidate should not be less than 25 years. And the object of calling upon the candidate to mention the age if necessary, or date of birth if possible is only to ensure the same. And no rule makes it imperative that the date of birth should be mentioned at all.

49

The next ground of rejection is that the notice of candidature was delivered to the Returning Officer after 3 p.m., on the 2nd of January, 41. It may be pointed out that this has not been considered to be a ground for rejection in most other places and rightly so. It should be deemed to have been presented in time so long as it is delivered before the 3rd Jan.,41. Further the Returning Officer does not purport to act under the rule 90 of the rules and does therefore take away from the petitioner the advantage of filing another notice of candidature on the next day.

The last ground of rejection is that the petitioner has in his notice of candidature appointed himself and another as Agents. Even this is not a material ground to vitiate the notice in view of the fact that the candidate could at any time cancell an Agent, suggest another or do the work of an Agent himself. The material point was that the candidate should indicate the appointment either himself or another as his Agent. This has been done and this was sufficient for the purpose.

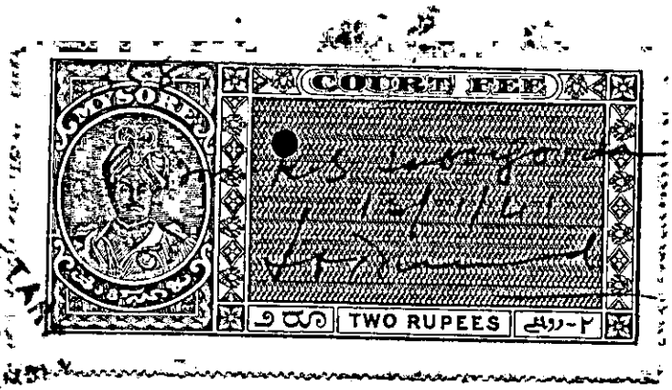
It is submitted that the interpretation of the rules in this behalf is not correct and is untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rules in question - correctly and while holding the petitioner's notice of candidature as valid direct the Returning Officer to accept the same and to proceed according to the rules.

Bangalore,
13th Jan., 1941.

I, the petitioner abovenamed, do hereby declare that what is stated above is true to the best of my knowledge, information and belief.

Bangalore,
13th January, 1941.



D 674/RL 803

OFFICE OF THE SECRETARY
13 JAN. 1941
REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL

13/1/41.

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

PETITIONER:- K.S. Subbe Gowda, residing at Sindhaghatta, Krishnarajapet Taluk.

Date of Birth & Education

Under rule 203 of the Representative Assembly rules 1940, the petitioner abovenamed begs to state as follows:

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand as a candidate for the Representative Assembly for one of the available seats from Krishnarajapet Taluk Rural area.

2. The Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the grounds stated hereunder.

3. Grounds of rejection: The first ground of rejection is that the petitioner who has given his date of birth has also attempted to give his age. But while stating his age he has merely stated the number of years but has ommitted to mention the number of months and days on the date of presentation of his notice of candidature. The petitioner proposes merely to state his case in these terms to show that the ground of rejection is frivolous and surprising. The date of birth is given and age is merely a question of arithmetical calculation. Even then the petitioner has mentioned the age in years. It may be pointed out

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out that the petitioner has complied with the statutory provisions in this behalf.

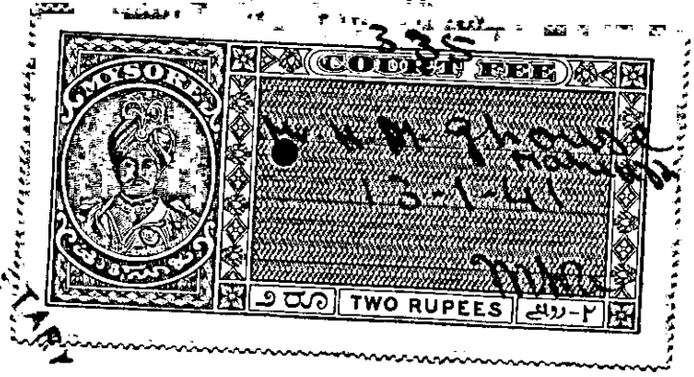
The next ground of rejection is that the petitioner has filled in the column No VII in his notice of candidature incompletely. The petitioner has given the number in the electoral roll mentioning the sub-division correctly. But he has also added that his name appears in the Corringenda with a slight correction. It is complained that he has omitted to mention the No. in the Corrigenda as well. This is not a material consideration at all. The reference to the electoral roll is made in order to fix the identity of the voter with the candidate. This has been amply done. And there is no substance in the contention to the contrary.

WHEREFORE the petitioner abovenamed prays that the Government may be pleased to interpret the rules in question correctly and while holding that the notice of candidature of the petitioner valid direct the Returning Officer to admit the same and to proceed according to the rules.

Bangalore, (K Huchchegowda
13th January, 1941. (

I, the petitioner abovenamed, do hereby declare that what is stated above is true to the best of my knowledge, information and belief.

Bangalore, (K Huchchegowda
13th January, 1941. (



D.693/41

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OFFICE OF THE SECRETARY
Mys. D-S.
13 JAN. 1941
REPRESENTATIVE ASSEMBLY
AND
LEGISLATIVE COUNCIL

Hm 2 13/1/41.

JMAS 13/1

65

Before The Government of
His Highness The Maharaja
of Mysore
Bangalore

Petitioner:- H. M. Ghouse Mohiuddin
residing at Mandya.

Date of birth

Under Rule 203 of The
Representative Assembly Rules 1940,
the petitioner above-named begs
to state as follows:-

1) That the petitioner has
duly delivered his notice of
candidature signifying his
intention to stand as a
candidate for the Representative
Assembly for the Muslim
constituency for the Taluqs of
Mandya - Maddur - Malavalli.

2. That the Returning Officer
on scrutinising the petitioner's
notice of candidature on
10.1.1941 has rejected the
notice of candidature on
the ground stated hereunder.

5/

The said ground is untenable and is opposed to the rules framed ~~under~~ in this behalf.

3. Ground of objection:

The Returning officer has rejected the petitioner's notice of candidature on the ground that the date of birth was not furnished in the notice.

4. The petitioner's correct age has been furnished as being 35 years and this material was enough to arrive at a conclusion that the petitioner was duly qualified to stand as a candidate under the rules. Further the petitioner presented a petition on the same day to the returning officer enclosing the petitioner's S. S. L. C. Book containing the date of Birth viz 16.12.1906. It is therefore strange that the

Returning Officer should have ignore it and given undue importance to the absence of the mention of the date of Birth in the notice of candidature. It is submitted that it is not a material omission, to reject the notice of candidature.

It is submitted that the Returning Officer has not paid heed to rule 96 of the Representation Assembly Rules 1960 wherein the grounds of rejection have been exhaustively set out, leaving no alternative to the Returning Officer in the matter.

Wherefore the petitioner prays that the Government may be pleased to interpret the rule in question correctly and

while holding the petitioner's
notice of candidature valid
direct the Returning Officer
to accept his notice of
candidature and to
proceed according to Rules.

Bangalore.
13.1.1941

Hm. Ghanshahidi

I, the petitioner above-
named do hereby declare
that what is stated above
is true to the best of my
information, knowledge
and belief. Hm. Ghanshahidi

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.
BANGALORE.

PETITIONER:-

S.Veerabasappa, B.A.,LL.B.,
Advocate,
Chitaldrug.

Under Rule No.182 of the Legislative council Rules 1940, the petitioner above named begs to state as follows:-

1. That the petitioner had duly delivered his notice of candidature to the Legislative council signifying his intention to stand for one of the available seats from Chitaldrug District Rural General constituency.

2. The Returning Officer after receiving notices of candidature had not put up on the notice Board copies of the notices of candidature as required under Rule 74 of the Legislative council Manual.

3. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

4. The grounds taken by the Returning Officer in rejecting the petitioner's notice of candidature

is

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is untenable and defeats the purpose of the Government of Mysore Act 1940 and the Rules framed thereunder.

5. Grounds of Rejection:- The ground of rejection is that the date of birth is not given in the notice of candidature. The petitioner has given his age and did not give the date of birth as he did not think it quite essential, since he was clearly of higher age than what is required under the rules. The rules under which the notice of candidature is given are particular about the age of the candidate being not less than 30 years. But no rule makes it imperetive that the exact date of birth should be given.

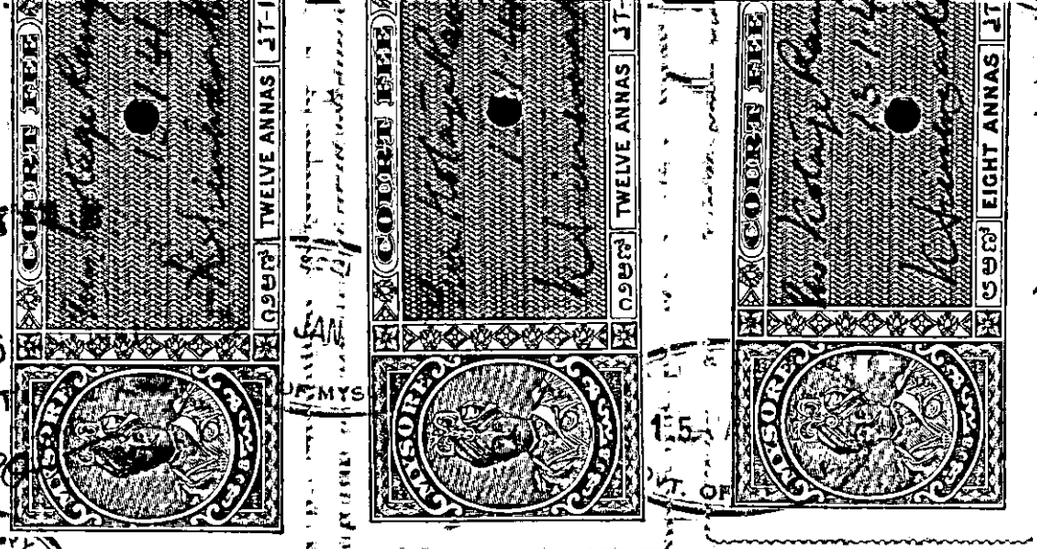
6. According to Rule 76 clause (1) of the Legislative council Manual the directions to the Returning Officer are only discretionary and not mandatory. The petitioner's application should not therefore have been rejected for minor irregularities which do not materially affect the candidature.

7. It is submitted that the interpretation of the Rules relating to the age and date of birth is not correct and is otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rules in question correctly and while holding the petitioners candidature valid, direct the Returning officer to accept his notice of candidature and to proceed according to the Rules

I,the petitioner above named, do hereby declare that what is stated above is true to the best of my knowledge, information and belief.

Chitaldrug
Dated 14th Jan.1941.



OFFICE OF THE REPRESENTATIVE ASSEMBLY
15 JAN
1.5 JAN
GOVT. OF MYSORE.

68
812RL.

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

BANGALORE.

PETITIONER: Kotage Rangappa, — — Agriculturist 57

Narayanagondanahalli Village,

RAmagiri Post. Holalkere Taluk. Date of Birth

Under Rule 203 of the Representative Assembly Rules 1940, the Petitioner above ~~and~~ named begs to state as follows:-

1. That the Petitioner had duly delivered his notice of candidature signifying his intention to stand for one of the available seats from Holalkere Taluk, Rural area, General Constituency.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

3. That the grounds taken by the Returning Officer in rejecting the petitioner's notice of candidature ~~is~~ is untenable and defeats the purpose of the Government of Mysore Act 1940 and the Rules framed thereunder.

4. Ground of Rejection: The ground of rejection is that the date of birth is not given in the notice of candidature. The petitioner has given his age and ~~did~~ did not give the date of birth ~~as~~ as he did not think it ~~was~~ quite essential since he was clearly of higher age than what is required under the Rules.

53

The Rules under which the notice of candidature is given are particular about the age of the candidate being not less than 25 years. But no rule makes it imperative that the exact date of birth should be given.

It is submitted that the interpretation of the rules ~~xxxx~~ relating to the age and date of birth is not correct and is otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rules in question correctly and while holding the ~~petitioners~~ petitioner's notice of candidature valid, direct the Returning Officer to accept ~~x~~ his notice of candidature and proceed according to rules.

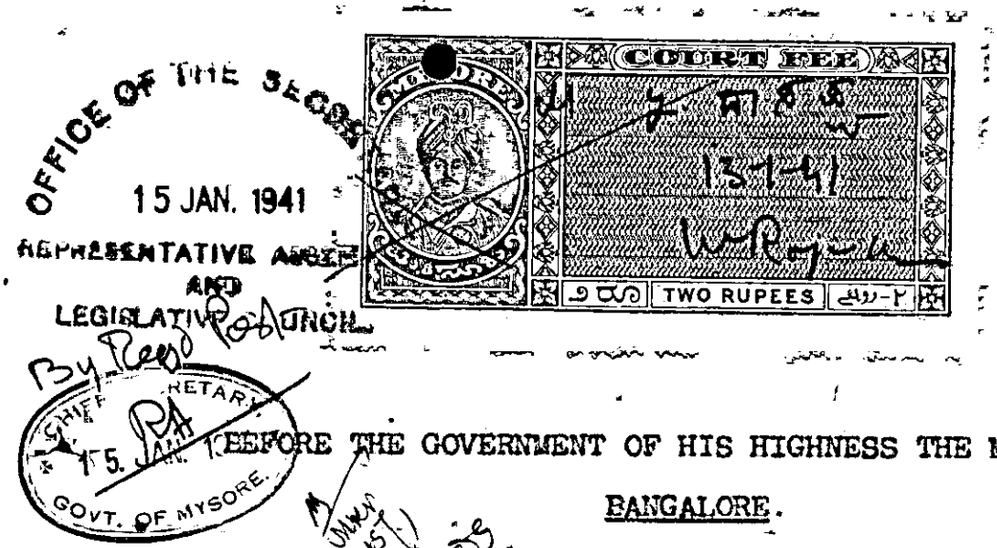
Chitaldrug,
12th January, 1941.

ಎ. ರಂಗಪ್ಪ ನಾಮಾಂಕಿತರು ಚಿತ್ರದುರ್ಗ

I, the petitioner above named, do hereby declare that what is stated above is true ~~x~~ to the best of my knowledge, information and belief.

Chitaldrug,
12th January 1941.

ಎ. ರಂಗಪ್ಪ. ನಾಮಾಂಕಿತರು ಚಿತ್ರದುರ್ಗ



822RL
89

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

BANGALORE.

Petitioner: Gowdihalli Dasappa,

Ramagiri Post,

HOLALKERE.

Under Rule 203 of the Representative Assembly Rules 1940, the Petitioner above named begs to state as follows:-

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand for one of the available seats from Holalkere Taluk, Rural area, General Constituency.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

3. That the grounds taken by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the Rules framed thereunder.

4. Ground of Rejection: The ground of rejection is that the date of birth is not given in the notice of candidature. The petitioner has given his age and did not give the date of birth as he did not think it quite essential since he was clearly of higher age than what is required under the Rules. The Rules under

The Rules under which the notice of candidature is given are particular about the age of the candidate being not less than 25 years. But no rule makes it imperative that the exact date of birth should be given.

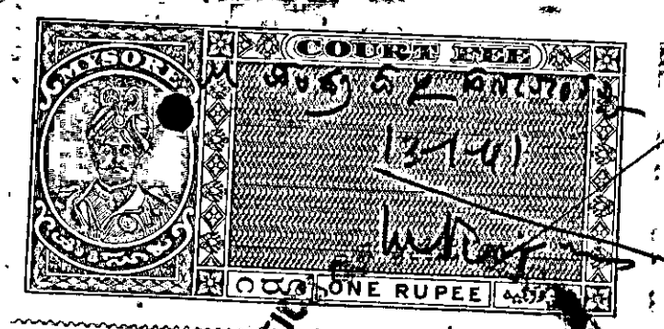
It is submitted that the interpretation of the rules relating to the age and date of birth is not correct and is otherwise untenable.

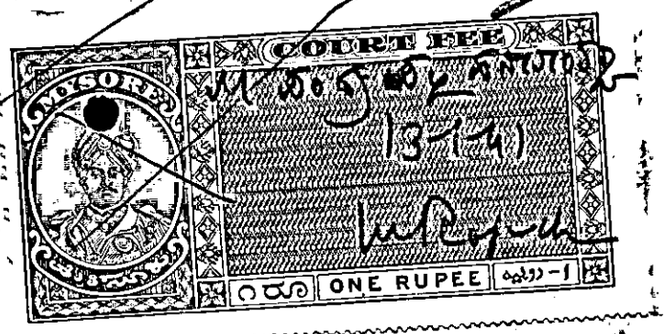
WHEREFORE the petitioner prays that the Government may be pleased to interpret the rules in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept his notice of candidature and to proceed according to the rules.

Chitaldrug,
12th January, 1941.

I, the petitioner above named, do hereby declare that what is stated above is true to the best of my knowledge, information and belief.

Chitaldrug,
12th January, 1941.





15 JAN. 1941

OFFICE OF THE REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL

15 JAN 1941 GOVT. OF MYSORE

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

BANGALORE.

PETITIONER: Hanumathappa Pandrapalli

Landlord, Turuvanur, Post

Chitaldrug Taluk

Under Rule 203 of the Representative Assembly Rules 1940, the Petitioner above ~~and~~ named begs to state as follows:-

1. That the Petitioner had duly delivered his notice of candidature signifying his intention to stand for one of the available seats from Chitaldrug Taluk ~~Rural~~ Rural area General Constituency.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

3. That the grounds taken by the Returning Officer in rejecting the petitioner's notice of candidature ~~in~~ is untenable and defeats the purpose of the Government of Mysore Act 1940 and the Rules framed thereunder.

4. Ground of Rejection: The ground of rejection is that the date of birth is not given in the notice of candidature. The petitioner has given his age and ~~did~~ did not give the date of birth ~~as~~ as he did not ~~think~~ think it ~~quite~~ quite essential since he was clearly of higher age, than what is required under the Rules.

92

The Rules under which the notice of candidature is given are particular about the age of the candidate being not less than 25 years. But no rule makes it imperative that the exact date of birth should be given.

It is submitted that the interpretation of the rules relating to the age and date of birth is not arrect and is otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rules in question correctly and while holding the petitioner's notice of candidature valid, direct the Returning Officer to accept his notice of candidature and proceed according to rules.

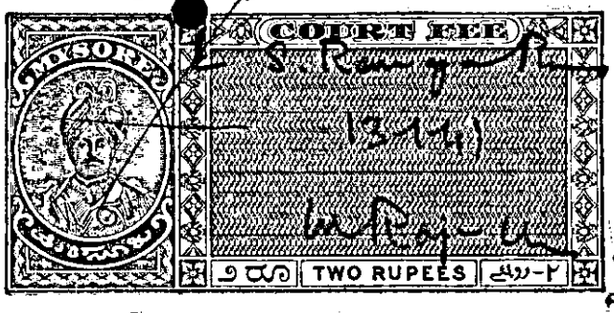
Chitaldrug,
12th January, 1941. ಪಿ. ರಂಗನಾಯಕರೆಡ್ಡಿ

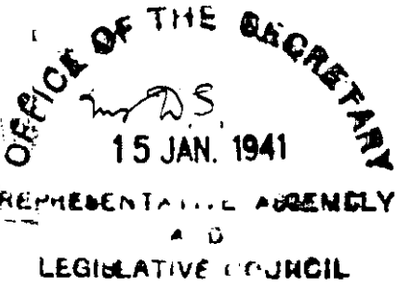
I, the petitioner above named, do hereby declare that what is stated above is true to the best of my knowledge, information and belief.

Chitaldrug,
12th January 1941. ಪಿ. ರಂಗನಾಯಕರೆಡ್ಡಿ

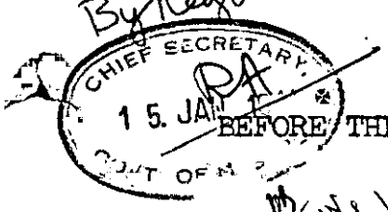
SOL/RL

93





By Regd Post



BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

BANGALORE.

PETITIONER: S.Ranga Rao, B.A.,

Representative, Empire of India Life Office,

CHITALDRUG.

Under Rule no 203 of the Representative Assembly Rules 1940, the petitioner above named begs to state as follows:-

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand for one of the available seats from : Chitaldrug Town, urban area General Consituency.

2. That the Returning Officer on scrutinising the petitoner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

3. The grounds taken by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the Rules formed thereunder.

4. Ground of rejection: The ground of rejection is that the date of birth is not given in the notice of candidature

58/59

94

of Candidature. The petitioner has given his age and did not give the date of birth as he did not think it quite essential, since he was clearly of higher age than what is required under the rules. The rules under which the notice of candidature is given are particular about the age of the candidate being not less than 25 years. But no rule makes it imperetive that the exact date of birth should be given.

According to Rule 96 clause 1 of the R.A. Manual the directions to the Returning Officer are only discretionary and not mandatory. The petitioner's application should not therefore have been rejected for minor irregularities which do not materially affect the candidature.

The Returning Officer after receiving notices of candidature had not put up on the notice board copies of the notices of candidature as required under Rule 94 of the R.A. Manual.

It is submitted that the interpretation of the Rules relating to the age, and date of birth is not correct and is otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rules in question correctly and while holding the petitioner's candidature ~~x~~ valid, direct the Returning Officer to accept his ~~x~~ notice of ~~xxxx~~ candidature and to proceed according to the Rules.

Chitaldrug,
12th January, 1941.

S. Langa Rao

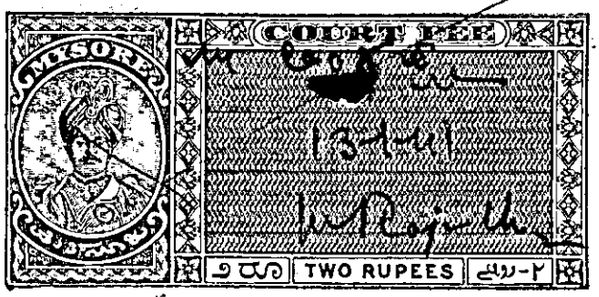
I, the petitioner above named, do hereby dcelare that what is stated ~~in~~ is true to the best

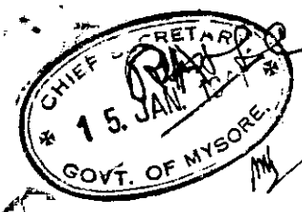
to the best of my knowledge, information and belief.

Chitaldrug,

12th January, 1941.

S. Ranga Rao





BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

BANGALORE.

PETITIONER: Lingappa Marulapla, bin Lingappa,
Jamindar, Chitrahalli Village,
Holalkere Taluk.

Under Rule no 203 of the Representative Assembly Rules 1940, the petitioner above named begs to state as follows:-

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand for one of the available seats from Holalkere Taluk Rural area General Constituency.

2. That the Returning Officer on scrutinising the petitoner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

3. The grounds taken by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the Rules formed thereunder.

4. Ground of rejection: The ground of rejection is that the date of birth is not given in the notice of candidature

97

of Candidature. The petitioner has given his age and did not give the date of birth as he did not think it quite essential, since he was clearly of higher age than what is required under the rules. The rules under which the notice of candidature is given are particular about the age of the candidate being no less than 25 years. But no rule makes it imperative that the exact date of birth should be given.

According to Rule 96 clause 1 of the R.A. Manual the directions to the Returning Officer are only discretionary and not mandatory. The petitioner's application should not therefore have been rejected for minor irregularities which do not materially affect the candidatures.

The Returning Officer after receiving notices of candidature had not put up on the notice board copies of the notices of candidature as required under Rule 94 of the R.A. Manual.

It is submitted that the interpretation of the Rules relating to the age, and date of birth is not correct and is otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rules in question correctly and while holding the petitioner's candidature ~~x~~ valid, direct the Returning Officer to accept his ~~x~~ notice of ~~xxxx~~ candidature and to proceed according to the Rules.

Chitaldrug,
12th January, 1941. ಹೊಸಳ್ಳಿ ಲಿಂಗಪ್ಪ

I, the petitioner above named, do hereby dcelare that what is stated ~~in~~ is true to the best

to the best of my knowledge, information and belief.

Chitaldrug,

12th January, 1941.

803 RL.

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15 JAN. 19

REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL

CHIEF SECRETARY 15 JAN. OF

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

BANGALORE.

Petitioner: Puttappa bin Kuruvattappa Gadgimath,
Merchant,
HARIHAR.

Under Rule 203 of the Representative Assembly Rules 1940, the Petitioner above named begs to state as follows:-

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand for one of the ~~xxxxxxx~~ available seats from Harihar Town Urban Constituency.

Date of Birth

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

3. That the grounds taken by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the Rules framed thereunder.

4. Ground of Rejection: The ground of rejection is that the date of birth is not given in the notice of candidature. The petitioner has given his age and did not give the date of birth as he did not think it quite essential since he was clearly of higher age than what is required under the Rules. The Rules under ~~xx~~

The Rules under which the notice of candidature is given are particular about the age of the candidate being not less than 25 years. But no rule makes it imperative that the exact date of ~~birth~~ birth should be given.

It is submitted that the interpretation of the rules relating to the age and date of birth is not correct and is otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rules in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept his notice of candidature and to proceed according to the rules.

Chitaldrug,
12th January, 1941.

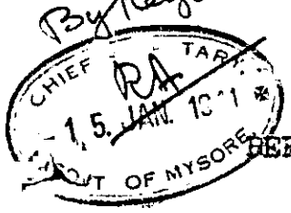
C. ... ...

I, the petitioner above named, do hereby ~~xxx~~ declare that what is stated above is true to the best of my knowledge, information and belief.

Chitaldrug,
12th January, 1941.

C. ... ...

821 RL
101



BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

BANGALORE.

PETITIONER: Kamareddy Sharanappa,

Landlord, Ramapur Post,

MOLAKALMURU TALUK.

Under Rule 203 of the Representative Assembly Rules 1940, the Petitioner above named begs to state as follows:-

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand for one of the available seats from Molakalmuru Taluk, Rural area, General Constituency.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

3. That the grounds taken by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the Rules framed there-under.

4. Grounds of rejection: The ground of rejection is that the date of bith is not given in the notice of candidature. The petitioner has given his age and did not give the date of birth as he did not think it quite essential since he was clearly of higher age than what is required under the Rules. The Rules under

The Rules under which the notice of candidature is given are particular about the age of the candidate being no less than 25 years. But no rule makes it imperative that the exact date of birth should be given.

The petitioner's name is entered in the voters' list as Sharanappa Kamareddy but he has signed in his usual way as Kamareddy Shasranappa and it is surprising that the returning Officer took objection to even this.

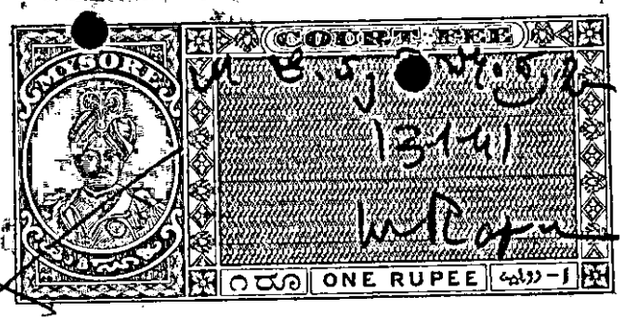
It is submitted that the interpretation of the rules relating to the age, and date of birth and the above objection are not correct and are otherwise untenable.

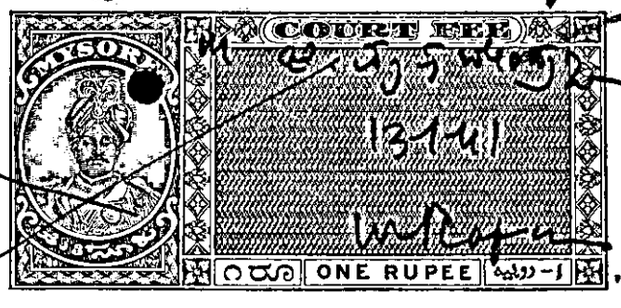
WHEREFORE the petitioner prays that the Government may be pleased to interpret the rules in question correctly and while holding the petitioner's notice of candidature valid, direct the Returning Officer to accept his notice of candidature and to proceed according to the rules.

Chitaldrug, Kamareddy Saranappa
12th January, 1941.

I, the petitioner above named, do hereby declare that what is stated above is true to the best of knowledge, information and belief.

Chitaldrug, Kamareddy Saranappa
12th January, 1941.





BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

BANGALORE.

PETITIONER: G. Vrushabhendrappa bin Thipperudrappa,
Landlord, Koralakunte Village,
Parsuramapur Post Challkere Taluk.

Under Rule 203 of the Representative Assembly Rules 1940, the Petitioner above named begs to state as follows:-

1. That the Petitioner had duly delivered his notice of candidature signifying his intention to stand for one of the available seats from Challakere Taluk. Rural area General Constituency,

2- That the Returning Officer on scrutinising the petitioner's notive of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

3. That the grounds taken by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the Rules formed thereunder.

4. Ground of Rejection: The ground of rejection is that the date of birth is not given in the notice of candidature. The petitioner has given his age and did not given the date of birth as he did not think it quite essential since he was clearly of higher age than what

103

than what is required under the rules. The Rules under which the notice of candidature is given are particular about the age of the candidate being not less than 25 years. But no rule makes it imperative that the exact date of birth should be given.

According to Rule 96 clause 1 of the R.A. Manual the directions to the Returning Officer are only discretionary and not mandatory, but, he has erred in generally taking it as mandatory. The petitioner's application should not therefore have been rejected for minor irregularities which do not materially affect the candidature.

The Returning Officer erred in not completing the scrutiny on 10-1-1941. The result of the scrutiny was made known to the petitioner at 3-30 p m on 11-1-1941.

It is submitted that the interpretation of the Rules relating to the age, and the date of birth is not correct and is otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rules in question correctly and while holding the petitioner's candidature valid, direct the Returning Officer to accept his notive of candidature and to proceed according to the rules.

Chitaldrug,
12th January, 1941. G. Vrushabhendrappa.

I, the petitioner above named, do hereby declare that what is stated is true to the best of knowledge, information and belief.

Chitaldrug,
12th January, 1941. G. Vrushabhendrappa.

OFFICE OF THE
15 JAN
REPRESENTATIVE
AND
LEGISLATIVE
By Receipt
CHIEF
15 JAN
OF MYSORE.

104

814RL

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

BANGALORE.

PETITIONER: G. Channamallappa, bin Dasareddy,
Landlord, Byadareddyhalli Village
Thalak Post. Challakere ~~Tk~~ Taluk.

Under Rule no 203 of the Representative Assembly Rules 1940, the petitioner above named begs to state as follows:-

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand for one of the available seats from Challakere Taluk Rural area General Constituency.

2. That the Returning Officer on scrutinising the petitoner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

3. The grounds taken by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the Rules formed thereunder.

4. Ground of rejection: The ground of rejection is that the date of birth is not given in the notice of candidature

of candidature. The petitioner has given his age and did not give the date of birth as he did not think it quite essential, since he was clearly of higher age than what is required under the rules. The rules under which the notice of candidature is given are particular about the age of the candidate being not less than 25 years. But no rule makes it imperative that the exact date of birth should be given.

According to Rule 96 clause 1 of the R.A. Manual the directions to the Returning Officer are only discretionary and not mandatory. The petitioner's application should not therefore have been rejected for minor irregularities which do not materially affect the candidature.

The Returning Officer erred in not completing the scrutiny on 10-1-1941. The result of the scrutiny was made known to the petitioner at 3-30 p.m. on 11-1-1941.

The Returning Officer after receiving notices of candidature had not put up on the notice Board copies of Notices of candidature as required under Rule 94 of the R.A. Manual.

It is sumitted tha the interpretation of the Rules relating to the age, and the date of birth is not correct and is otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rules in question correctly and while holding the petitioner's candidature valid, direct the Returning Officer to accept his notice of candidature and to proceed according to the Rules.

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according to the Rules.

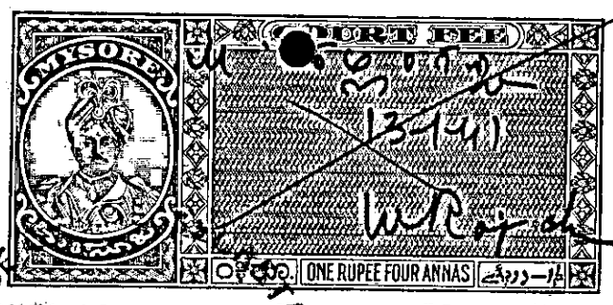
ఇ. ఇచ్చ కుమార్

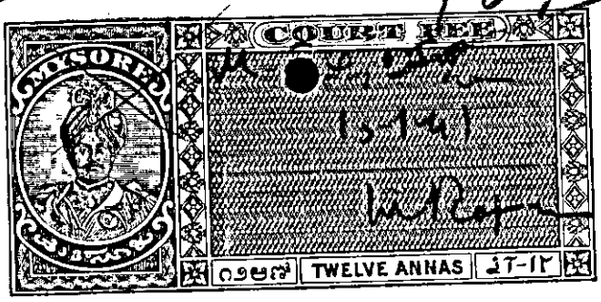
Chitaldrug,
12th January, 1941.

I, the petitioner above named, do hereby declare that what is stated is true to the best of my knowledge, information and belief.

Chitaldrug,
12th January 1941.

ఇ. ఇచ్చ కుమార్





107

OFFICE
15 JAN. 1941
REPRESENTATIVE ASSEMBLY
AND
LEGISLATIVE COUNCIL

802 RL 59 Duplicate

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

BANGALORE.

By Regd Post

CHIEF SECRETARY
15 JAN.
COURT OF MYSORE.

PETITIONER: Kallingappa,
Landlord, Medaginakere, Village,
Bilchod post, Jagalur Taluk.

Under Rule 203 of the Representative Assembly Rules 1940, the Petitioner above named begs to state as follows;-

1. That the Petitioner has duly delivered his notice of candidature signifying his intention to stand for one of the available seats from ~~Jagalur~~ Jagalur Taluk, Rural area, General Constituency.

Date of Birth Agency

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement ~~x~~ was issued to him in this connection.

3. That the grounds taken by the Returning Officer in rejecting the petitioners notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the Rules thereunder.

4. Ground of Rejection: The ground of rejection is that the date of birth is not given in the notice of candidature. The petitioner has ~~gi~~ given his age and could not give the date of birth as he did not know the same.

68

know the same. The rules under which the notice of candidature is given are particular about the age of the candidate being not ~~xxx~~ less than 25 years. But no rule makes it imperative that the exact date of ~~xx~~ birth should be given.

The petitioner has appointed Mr. M. P. Channabasappa as his agent. His name is entered in the voters' list of the Jagalur Taluk Rural General Constituency and the serial number is224. But the Returning Officer has ~~xxx~~ taken objection to it. That too, according to Rule 92 of the R.A. Manual, an agent should be person who is not disqualifeid from being a member or from voting at Elections and it is nowhere stated that an agent must be a voter. The agent named in the declaration does not posses any disqualification mentioned under the rules.

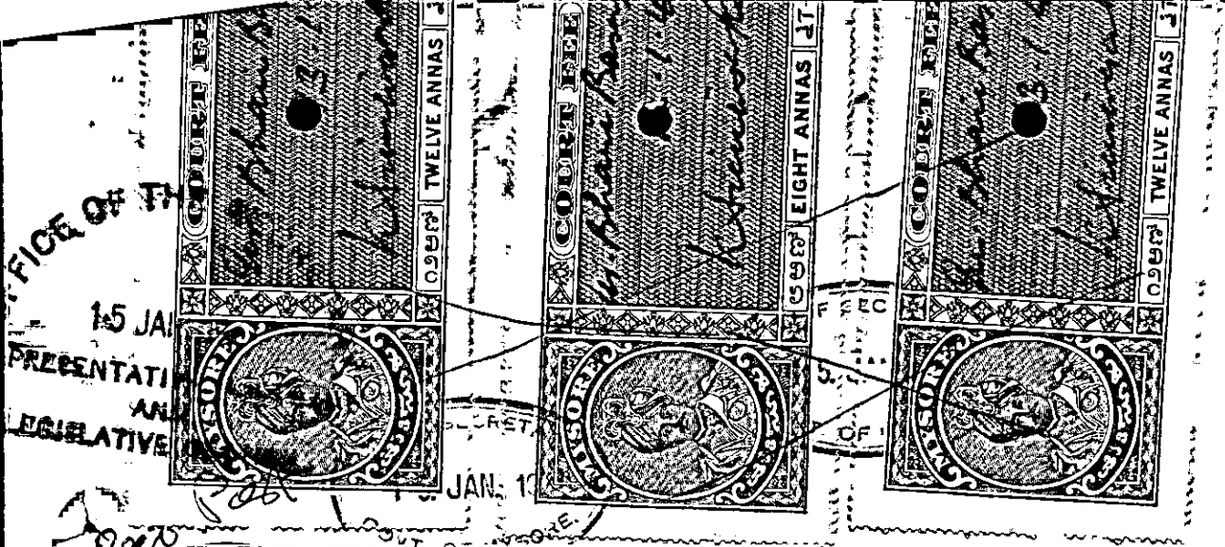
~~X~~ It is submitted that the interpretation of the Rules relating to the age, date of birth and the other objection are not aorrect and are otherwise untenable.

WHEREFORE the petitioner prays that the Government may ~~x~~ be pleased to interpret the rules in question correctly and while holding the petitioner's notice valid, direct the Returning Officer to accept his notice of candidature and to proceed according to the rules.

Chitaldrug,
12th January 1941.

I, the petitioner above named, do hereby declare that what is stated is true to the best of my knowledge, information and belief.

Chitaldrug,
12th January, 1941.



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BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

BANGALORE.

Dupl Cate

PETITIONER: Bhari Basappa Son of Channabasappa, 52
Bommagondanakere,
MOLAKALMURU Taluk.

Under Rule 203 of the Representative Assembly Rules 1940, the Petitioner above ~~and~~ named begs to state as follows:-

1. That the Petitioner had duly delivered his notice of candidature signifying his intention to stand for one of the available seats from ~~Mala~~ Molakalmuru Taluk, Rural area, General Constituency.

Date of birth not given

2. That the Returning Officer on scrutinising the petitioner's notive of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

3. That the frounds taken by the Returning Officer in rejecting the petitioner's notice of candidature ~~is~~ is untenable and defeats the purpose of the Government of Mysore Act 1940 and the Rules framed thereunder.

4. Ground of Rejection: The ground of rejection is that the date of birth is not given in the notice of candidature. The petitioner has given his age and ~~did~~ did not give the date of birth ~~as~~ as he did not ~~think~~ think it ~~quite~~ quite essential since he was clearly of higher age than what is required under the Rules.

69

The Rules under which the notice of candidature is given are particular about the age of the candidate being no t less than 25 years. But no rule makes it imperative that the exact date of birth should be given.

The Petitioner's name is entered in the voters' list as'Bhari Basappa son of Channabasappa' but he has signed in his usual way as Bhari C. Basappa (C. representing his father's name), and it is surprising that the Returning Officer took objection to ~~x~~ even this.

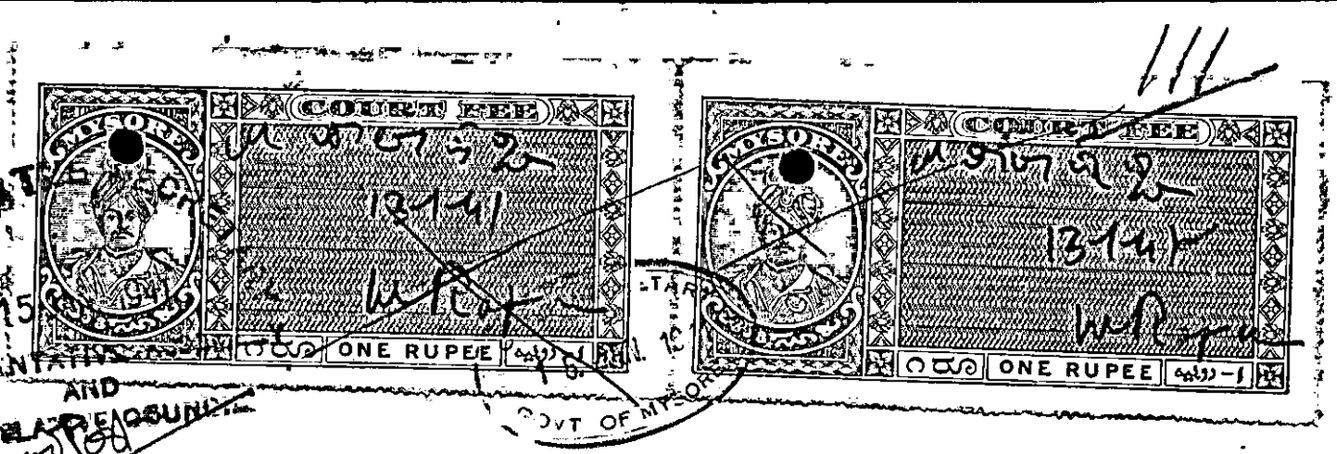
It is submitted that the interpretation of the rules relating to the age, date of birth etc are not correct and are otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rules in question correctly and while holding the petitioner's notice of candidature valid, direct the Returning Officer to accept his notice of candidature and to proceed according to the Rules.

Chitaldrug.
12th January, 1941. Bhari. C. Basappa

I, the petitioner above named, do hereby declare that what is stated is true ~~x~~ to the best of knowledge, information and=belief.

Chitaldrug, Bhari. C. Basappa
12th January 1941.



BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

BANGALORE.

PETITIONER:

Palakshan,

Merchant, Chamarajapet,

DAVANGERE.

Under Rule 203 of the Representative Assembly Rules 1940, the Petitioner above named begs to state as follows:-

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand for one of the available seats from Davangere Taluk, Rural ~~General~~ General Constituency,

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

3. That the grounds taken by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Governemnt of Mysore Act 1940 and the Rules framed there-under.

4. Grounds of rejection: The ground of rejection is that the date of bith is not given in the notice of candidature. The petitioner has given ~~it~~ his age and did not give the date of ~~bir~~ birth as he did not think it quite essential since he was clearly of higher age than what is required under the Rules. The Rules under

112

The Rules under which the notice of candidature is given are particular about the age of the candidate being not less than 25 years. But no rule makes it imperative that the exact date of birth should be given.

Petitioner's father's name is Hanumappa alias Hanumanthappa and he is usually called either way and both mean the same thing. But the Returning Officer has unjustly taken objection to it though the petitioner has explained to him. The Returning Officer could have satisfied himself as to the identity of person, notwithstanding any clerical or printing errors therein under Rule 158 of the R.A. Manual

The petitioner has appointed Mr. A.S. Revanna as his agent. He lives in Anekonda and is the son of Siddappa as stated in the voters list. He therefore signs as "A.S.Revanna". But the Returning Officer has taken objection to it. That too, according to rule 92 of the R.A.Manual, an agent should be a person who is not disqualified from being a member or from voting at Elections and it is nowhere stated that an an agent must be a voter. The agent named in the declaration does not possess any disqualification mentioned under the rules.

It is submitted that the interpretation of the Rules relating to the age, date of birth and other objections are not correct and are otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rules in question correctly and while holding the petitioner's notice of candidature valid, direct the Returning Officer to accept his notice of candidature and to proceed according to the rules.

R. P. Palakshan

Chitaldrug.
12th January, 1941.

P.S. next page

 R. P. Palakshan

I, the petitioner above named, do hereby declare that what is ~~x~~ stated ~~xx~~ above is true to the best of my knowledge, information and belief.

R. P. Palakshan

Chitaldrug.

12th January, 1941.

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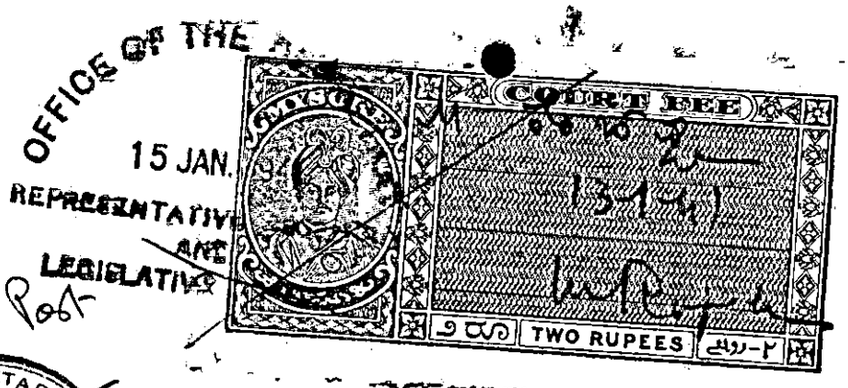
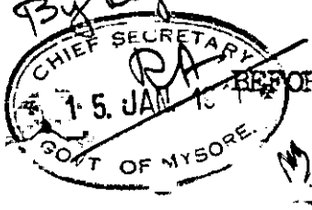


By Regd Post



BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

BANGALORE.

PETITIONER: Kenchappa Bin Sannabasappa,
Anaberu, Merchant, Mandipet,
DAVANGERE.

Under Rule 203 of the Representative Assembly Rules 1940, the Petitioner above named begs to state as follows:-

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand for one of the available seats from Davangere Taluk Ruaral area , General Constituency.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

3. That the grounds taken by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Governemnt of Mysore Act 1940 and the Rules framed there-under.

4. Grounds of rejection: The ground of rejection is that the date of bith is not given in the notice of candidature. The petitioner has given his age and did not give the date of birth as he did not think it quite essential since he was clearly of higher age than what is required under the Rules. The Rules under

72

The Rules under which the notice of candidature is given are particular about the age of the candidate being not less than 25 years. But no rule makes it imperative that the exact date of birth should be given.

The petitioner has appointed Mr Kenchaveerappa as his agent. But the Returning Officer has taken objection to it, though according to rule 92 of the R.A.Manual, an agent should be a person who is not disqualified from being a member or from voting at Elections and it is nowhere stated that an egent must be a voter. The agent named in the declaration does not possess any disqualification mentioned under the rules.

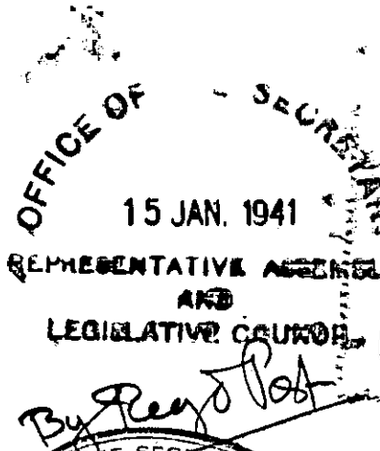
It is submitted that the interpretation of the Rules relating to the age, date of birth and other objections are not correct and are otherwise untenable.

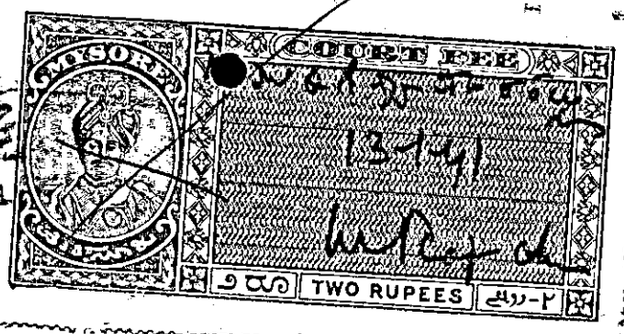
WHEREFORE the petitioner prays that the Government may be pleased to interpret the rules in question correctly and while holding the petitioner's notice of candidature valid, direct the Returning Officer to accept his notice of candidature and to proceed according to the rules.

Chitaldrug,
12th January, 1941.

I, the petitioner above named, to hereby declare that what is stated above is true to the best of my knowledge, information and belief.

Chitaldrug,
12th January, 1941.





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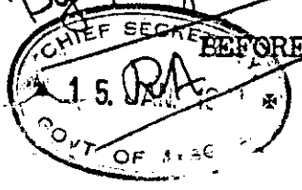

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

BANGALORE.

Petitioner: Murigappa Moorkal bin Mahalingappa,

Landlord,

HARIHAR.

Under Rule 203 of the Representative Assembly Rules 1940, the Petitioner above named begs to state as follows:-

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand for one of the ~~xxxxxxx~~ available seats from Harihar Sub-Taluk Rural General Constituency,

Date of Bundle

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

3. That the grounds taken by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the Rules framed thereunder.

4. Ground of Rejection: The ground of rejection is that the date of birth is not given in the notice of candidature. The petitioner has given his age and did not give the date of birth as he did not think it quite essential since he was clearly of higher age than what is required under the Rules. The Rules under ~~xx~~

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The Rules under which the notice of candidature is given are particular about the age of the candidate being no less than 25 years. But no rule makes it imperative that the exact date of ~~kkkk~~ birth should be given.

It is submitted that the interpretation of the rules relating to the age and date of birth is not correct and is otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rules in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept his notice of candidature and to proceed according to the rules.

Chitaldrug,
12th January, 1941.

మా ఇలా మంచిది

I, the petitioner above named, do hereby ~~dxxx~~ declare that what is stated above is true to the best of my knowledge, information and belief.

Chitaldrug,
12th January, 1941.

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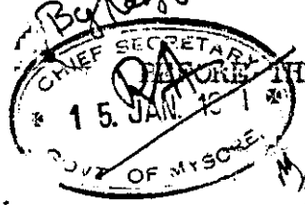

THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

BANGALORE.

PETITIONER: L.S. Venakatasubbaiah, Bin Seetaramaiya,
Merchant,
HIRIUR. (Chitaldrug Dist)

Date of Birth not given in Application

Under Rule 203 of the Representative Assembly Rules 1940, the Petitioner ~~h~~ above named begs to state as follows:-

1. That the Petitioner had duly delivered his notice of candidature signifying his intention to stand for one of the available ~~xxxx~~ seats from Hiriur Taluk ~~Rxxx~~ Ru ral area General Consituency.

2- That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ~~gxxf~~ ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

3. That the grounds taken by the Returning Officer in rejecting the petitioner's notice of candidature ~~is~~ is untenable and defeats the purpose of the Government of Mysore Act 1940 and the Rules formed thereunder.

4. Ground of Rejection: The ground of rejection is that the date of birth is not given in the notice of candidature. The petitioner has given his age and did not given the date of birth as he did not think it quite essential since he was clearly of higher age than what

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~~then what~~ is required under the rules. The Rules under which the notice of candidature is given are particuler about the age of the candidate being not less than 25 years. But no rule makes it imperative that the exact date of birth should be given.

The petitioner has appointed Mr D.Narasimhaiya, Maradihalli as his agent. But the Returning Officer has taken objection to it. According to Rule 92 of the R.A.Manual, an agent should be a person who is not disqualified from being a member or from voting at Elections and it is nowhere stated that an agent must be a voter. The agent named in the declaration does not possess any disqualification mentioned under the rules.

The petitioner has not filled coloumn 5 (sex) The Returning Officer has taken objection even to this. The name of the petitioner itself signifies his sex. The Returning Officer should therefore have no valid objection for the same.

According to Rule 96 clause 1 of the R.A. Manual the directions to the Returning Officer are onle discretionary and not manadatory, but, he has erred in generally taking it as mandatory. The petitioner's application should not therefore have been rejected for minor irregularities which do not materially affect the candidature.

The Returning Officer erred in not completing the scrutiny on 10-1-1941. The result of the scrutiny was made known to the petitioner at 7 p.m. on 11-1-1941.

It is submitted that the interpretation of the Rules relating to the age, date of birth etc., are not correct and are otherwise untenable.

122

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rules in question corectly and while holding the petitioner's notice ~~of~~ of candidature valid, direct the Returning Officer to accept ~~it~~ his notice of candidature and to proceed according to the rules.

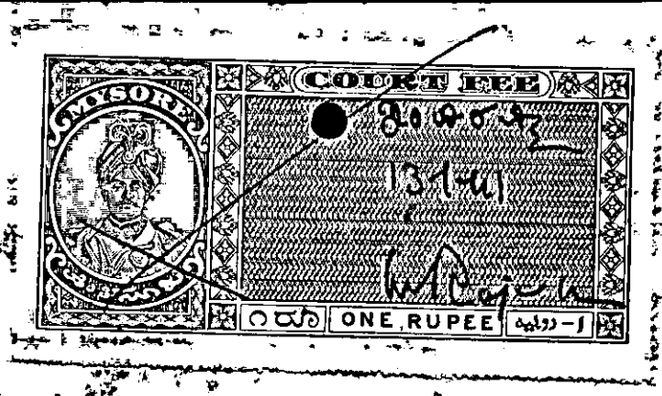
~~Chitaldrug~~,
Chitaldrug,
12th January, 1941.

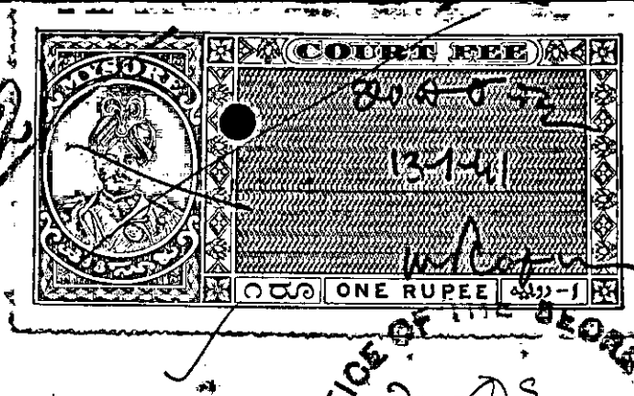
L. S. Venkatasubbaiah

I, the petitioner above named, do hereby declare that what is stated in strue to the best of my knowledge, information and belief.

Chitaldrug,
12th January, 1941.

L. S. Venkatasubbaiah





OFFICE OF THE SECRETARY
15 JAN. 1941
REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL

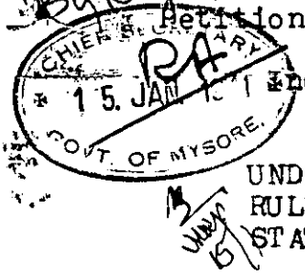
BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, BANGALORE.

--:o:--

By Regd Post

Petitioner:-

Indiramma, wife of A. Bhimappa Naik Esqr., B.A., Pleader, Chitaldrug.



UNDER RULE 203 OF THE PREPRESENTATIVE ASSEMBLY RULES 1940, THE PETITIONER ABOVE NAMED BEGS TO STATE AS FOLLOWS:-

1. That the Petitioner had duly delivered her notice, of candidature signifying ~~her~~ intention to stand for one of the available seats from Chitaldrug District Rural area Women Constituency.

2. That the Returning Officer on scrutinising the Petitioner's notice of candidature on 10th Jan. 1941, has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the Petitioner and no endorsement was issued to her in this connection.

3. That the grounds taken by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act. 1940 and the Rules framed thereunder.

4. Grounds of reject:- The ground of rejection is that the date of birth is not correctly given in the notice of candidature.

By memory she had given her age as 26 years and 1st June 1914 as the date of birth. On the date of scrutiny, the Returning Officer wanted the petitioner to prove that she was more than 25 years of age. After a search and on a reference to her Mysore Government

Life

Life Insurance Bond, she found that the admitted date therein was 1st July 1915. She immediately produced the same before the Returning Officer. Even according to that date she is more than 25 years of age.

According to Rule 89, there is no violation of its provision, though the date of birth is incorrect. As can be seen from both dates, there is no intention on the part of the petitioner to show that she was over 25 years age, while actually being below ~~i~~ 25 years.

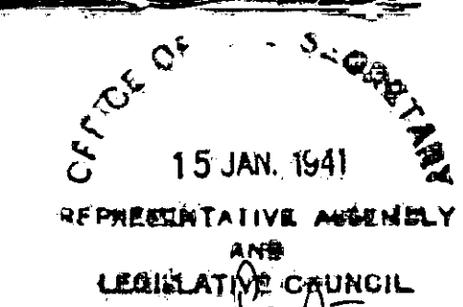
~~Re~~ The Returning Officer, Chitaldrug has rejected her notice of candidature under Rule 96(~~a~~) (b). She humbly submits that this rule does not apply in her case if rule 89 is properly interpreted.

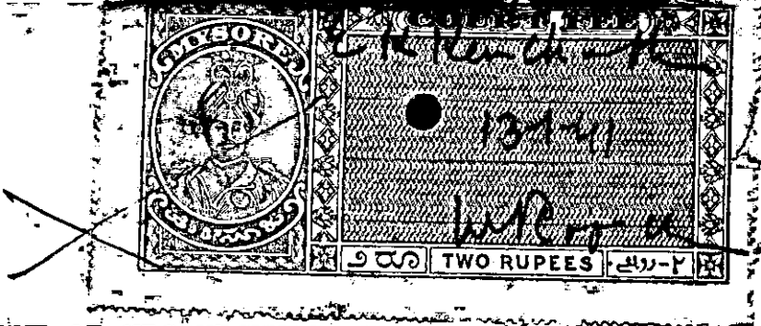
WHEREFORE the petitioner prays that the Government may be pleased to interpret the rules in question correctly and while holding the petitioner notice of candidature valid, direct the Returning Officer to accept ~~her~~ notice of candidature and to proceed according to rules.

Chitaldrug,
Dated 13th January 1941. Indiramma.

I, Petitioner above named, do hereby declare that what is stated is true to the best of my knowleddge, information and belief..

Chitaldrug,
Dated 13th Jany. 1941. Indiramma.





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BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, BANGALORE.

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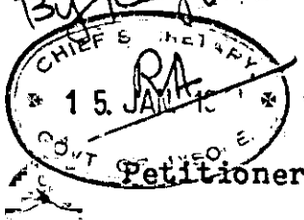


Petitioner:- K. Kenchappa, M.A., LL.B.,
Advocate, Chitaldrug.

UNDER RULE 182 OF THE LEGISLATIVE COUNCIL RULES 1940 THE PETITIONER ABOVE NAMED BEGS TO STATE AS FOLLOWS.-

1. That the Petitioner had duly delivered his notice of candidature signifying his intention to stand for ensuing election to Mysore Legislative Council from (Rural) Chitaldrug District General Constituency.

2. That the Returning Officer on scrutinising the Petitioner's notice of candidature on 10th Jan. 1941 has erroneously rejected it on the ground stated thereunder.

3. That His decision was orally communicated to the Petitioner and no endrosement was issued to him in this connection.

4. That the grounds on which the Returning Officer rejected the Petitioner's notice of candidature are untenable and defeat the purpose of the Government of Mysore Act. 1940 and the rules framed thereunder.

5. The grounds of Rejection:- The grounds for rejecting the notice of condidature, as I was orally communicated, are, that only the serial numbers 344 and 438 that are assigned to the applicant were mentioned in the notice of candidature of the applicant but the names of the Sub-Divisions of the Electral roll, namely Chitaldrug town and Hiriyur Taluk in which those serial numbers were entered, were not mentioned, under rule 76 read with rule 69 of the Legislative Council rules 1940. The Petitioner has not mentioned the Sub-Divisions that ~~continued~~ contained those serial numbers, as the roll prepared was only for one constituency, namely for Chitaldrug District Legislative Council rural General Constituency and as there is no provision either in the Government of Mysore Act 1940 or in the Legislative Council rules 1940 for the preparation of the Electoral roll by sub-divisions with separate serial numbers for each division.

6. The intention with which the particulars were required to be furnished as per column 7 of the form was to know whether the candidate was a voter or not and ~~this was~~ referred to and found correct when the lists of Chitaldrug Town and Hiriyur Taluk were mentioned by the applicant at the time of the Scrutiny.

7. The intention of the rule 76 of the Legislative Council rules 1940 in respect of rejecting any notice of candidature on the grounds mentioned, is

clear

clear as the words used are "The Returning Officer may reject" and not 'shall reject' on any of the grounds. Hence the descritionary power given to the returning officer is not used with a judicious frame of mind.

8. Omission to mention the Sub-Division of the Electoral roll at the most may be an immeterial irregularity, if it can be considered to be an irregularity, which is not so serious as to be considered by the returning officer to reject the notice of condidature, especially when he was exercising his discretionary powers. There is no rule which makes it imperative that the Sub-Division of the Electoral roll should be given. The intention of the framers of the rule 69 and column 7 of the form of candidature was not considered at all.

9. It is submitted that the interpretation of the rules relating to mention of Sub-division of Electoral roll is not correct and is otherwise untenable.

Therefore the Petitioner prays that the Government may be pleased to interpret the rules in question correctly and while holding the Petitioner's notice of candidature valid, direct the Returning Officer to accept his notice of candidature and to proceed according to Law and rules.

K. Kunchetta

Chitaldrug,
Dated 13th Jan. 1941.

I, the petitioner above named, do hereby declare that what is stated above is true to the best of my knowledge, information and belief.

K. Kunchetta

Chitaldrug,
Dated 13th Jan. 1941.

REPRESENTATIVE ASSEMBLY

AND

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

BANGALORE.

PETITIONER: Gurusiddappa, Bin Sidramappa,
Hirekabgere Village, Bharmasagar Post,
CHITALDRUG TALUK.

Under Rule 203 of the Representative Assembly Rules 1940, the Petitioner above named begs to state as follows;-

1. That the Petitioner has duly delivered his notice of candidature signifying his intention to stand for one of the available seats from Chitaldrug Taluk, Rural area, General constituency.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

3. That the grounds taken by the Returning Officer in rejecting the petitioners notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the Rules thereunder.

4. Ground of Rejection: The ground of rejection is that the date of birth is not given in the notice of candidature. The petitioner has given his age and could not give the date of birth as he did not know the same.

know the same. The rules under which the notice of candidature is given are particular about the age of the candidate being not less than 25 years. But no rule makes it imperative that the exact date of birth should be given.

The Petitioner has stated his community (Veerasaiva) in the denomination coloumn and the Returning Officer should have known that the community belongs to the General community, and should not have rejected the application for this meaningless reason.

It is submitted that the interpretation of the rules relating to the age & date of birth etc are not correct and are otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rules in question correctly and while holding the petitioner's notice of candidature valid, direct the Returning Officer to accept his notive of candidature and to proceed according to the Rules.

Chitaldrug,
12th January, 1941.

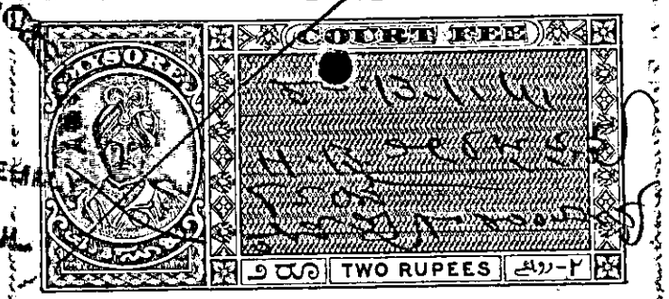
ಕರ್ನಾಟಕ ಪೀಠ

I, the petitioner ~~xxxxxxx~~ above named, do hereby decalre that what is stated is true to the best of my knowledge, information and belief.

Chitaldrug,
12th January, 1941.

ಕರ್ನಾಟಕ ಪೀಠ

OFFICE OF THE ... MYSORE
15 JAN. 1941
REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL
By Regd Post
CHIEF SECY.
15 JAN. 1941
GOVT. OF MYSORE.



BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

Petitioner: H. B. Veerabhadrappa S/o Hanji Basappa Janikere

Under rule 203 of the Representative Assembly rules 1940, the petitioner abovenamed begs to state as follows:

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand for the Representative Assembly for one of the available seats from Janikere Taluk Rural Constituency.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder.

3. That the ground taken by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Ground of rejection:- The ground of rejection is that the date of birth has been given but the age has not been calculated and mentioned in the notice of candidature. It is unnecessary to point out that there is no substance in this ground. The Returning Officer could have had no doubt in this respect since the date of birth was given.

In fact it may be pointed out that the rules while calling for particulars of age and date of birth meant to facilitate the candidate to give the date of birth if it were possible and age necessarily when the former was not possible. To contend that both ought to be mentioned is to run counter to the spirit and the tenor of the rules framed under the Government of Mysore Act 1940.

It is submitted that the interpretation of the rules in this matter is not correct and is otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept his notice of candidature and to proceed according to the rules.

Tarikere }
Dt. 13-1-41 }. H B Virabhadrappa

I, the petitioner abovenamed, do hereby declare that what is stated above is true to the best of my knowledge, information and belief.

Tarikere }
13-1-41 }. H B Virabhadrappa

OFFICE OF THE SECRETARY TO THE REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL

CHIEF SECRETARY 15 JAN 1941 GOVT OF MYSORE

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

PETITIONER: K.T. Satyanarayan Setty
Merchant & Land-holder.
Bijur. (Kadur Dt.)

Under rule 182 of the Legislative Council rules 1940, the petitioner abovenamed begs to state as follows:

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand as a candidate for the Legislative Council from the Kadur District Rural Constituency for one of the available seats.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the grounds stated hereunder.

3. That the grounds taken by the Returning Officer in rejecting the petitioner's notice of candidature are untenable and defeat the purpose of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Grounds of rejection:

The first ground of rejection is that in the column meant for it, the petitioners had stated 'Kadur district' instead of 'Kadur district Rural'. It may be pointed out that this difference was not material for the purpose. In fact in the schedule to the Legislative rules the name of the Constituency is mentioned as 'Kadur district'; this appears under the Rural Constituencies. Further there could have

K.T. Satyanarayan

have been no room for mistake about the Constituency, in the circumstances.

The next ground of rejection is that in the column No. VI in the notice of candidature the petitioner had mentioned 'Hindu' instead of 'General Community'. Even this is not a material point. The column was meant to indicate whether the candidate was contesting one of the seats reserved for the Christians, Europeans and Mahommadans. So long as this intention was carried out by the use of the expressions in the column under reference, it satisfied the purpose. It is therefore strange that the Returning Officer should insist upon the use of particular expression and otherwise throw out the notice of candidature as invalid.

It is submitted that the interpretation of the rules relating to the description of the Constituency and the denomination is not correct and is otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept his notice of candidature and to proceed according to the rules.

K Jagannatham
13/1/1941.

I, the petitioner abovenamed, hereby declare that what is stated above is true to the best of my information, knowledge and belief.

K Jagannatham
13/1/1941.

Copy of the notice of Candidature given to the Returning officer.

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Notice of Candidature.

(Rule 69)

L E G I S L A T I V E C O U N C I L.

-------- * -------

1.	Name of the constituency in which the candidate desires to stand for election.	Kadur District.
2.	Father's / Husband's Name	Kharidi Thimmappa
3.	Age and date of birth	40 years. 10th Dec 1900.
	666	
4.	Address	K.T.Satyanarayansetty, Nut Merchant & Land-holder, Birur
5.	Sex	Male
6.	*Denomination	Hindu
7.	'Number of candidate on the electoral roll.	95. Kadur Taluk L.C.Voters' list.

I hereby declare that I am qualified to stand for election and that I have appointed myself to be my election agent.

Date..2.nd..January.1941. (Sd) K.T. Satyanarayan Setty

Signature of candidate.

This notice of candidature will not be valid unless it is delivered to the Returning officer, or other person authorised to receive it, at his office between the hours of eleven o'clock in the forenoon and three o'clock in the afternoon on or before 3rd January 1941.

(Please see the certificates on the back)

Note:- *State whether Muhammadan, Indian christian, European, Anglo-Indian or belonging to general community. This column need not be filled in the case of special constituencies.

'When the electoral roll is sub-divided and separate serial numbers are assigned to the electors entered in each sub-division, a description of the sub-division in which the name of the person concerned is entered must also be given.

In case of a member of the depressed classes who is entitled to stand as a candidate in any general constituency, the name of the constituency on the electoral roll of which the candidate is registered as an elector and his number therein must be given in this column.

"True Copy"

K.T. Satyanarayan Setty 13/1/1941.

CERTIFICATE OF DELIVERY.

Serial No.

This notice of candidature was deliverd to me at my office at on the

Returning officer or other authorised person.

CERTIFICATE OF SCRUTINY.

I have scrutinized the eligibility of the candidate and find that he is qualified to stand for election.

Returning officer or other authorised person.

Date January 1941.

---

7. Number of candidate on the electoral roll. List.

I hereby declare that I am qualified to stand for election and that I have appointed to be my election agent.

Date.....

Signature of candidate.

This notice of candidature will not be valid unless it is delivered to the Returning officer, or other person authorised to receive it, at his office between the hours of eleven o'clock in the forenoon and three o'clock in the afternoon on or before 3rd January 1941.

(Please see the certificates on the back)

Note:- *State whether Muhammadan, Indian christian, European, Anglo-Indian or belonging to general community. This column need not be filled in the case of special constituencies.

When the electoral roll is sub-divided and separate serial numbers are assigned to the electors entered in each sub-division, a description of the sub-division in which the name of the person concerned is entered must also be given.

In case of a member of the depressed classes who is entitled to stand as a candidate in any general constituency, the name of the constituency on the electoral roll of which the candidate is registered as an elector and his number therein must be given in this column.

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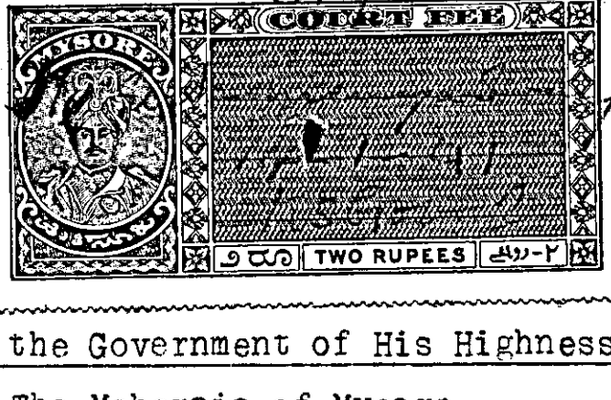

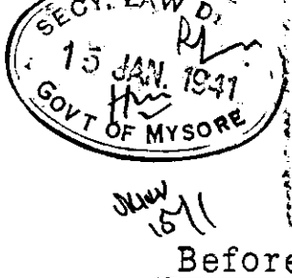

746 RQ

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Before the Government of His Highness
The Maharaja of Mysore,
Bangalore.

In the matter of the notice of candidature to the Legislative Council, Tumkur District General Territorial Constituency.

Petition of K.V.Subrahmanyaswamy, Pleader Kunigal, Tumkur.

***

Under Section 182 of the Legislative Council, Rules of 1940.

The petitioner begs to state as follows:-

1. The petitioner along with others had given notice of candidature for Tumkur - District General Territorial Constituency for Legislative Council Election.

2. The Returning Officer on Scrutiny of the Nomination paper has rejected the petitioner 's candidature although there was no objection by any of the other - candidates, on a report made by the Amildar -President, Kunigal that he has cancelled the demand of Rs 4/- imposed on and - collected from the petitioner for the year 1940-41.

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3. The learned Returning Officer has erred and gone too much out of the way in calling for a report from the Amildar-President of Kunigal Town, who again has gone out of the way in cancelling the demand on 9-1-1941. The President of the Kunigal Town Municipality is said to have been present in Tumkur on 9-1-1941 and seems to have had a long discussion about the very same matter and as a result of the conversation they had they seem to have come to the conclusion that this demand of assessment should be cancelled.

4. The cancellation of tax already collected is clearly illegal and the Amildar-President's plea false and not maintainable. The petitioner in order to satisfy the Returning Officer produced the Receipt for payment of Tax and the Returning Officer holds that the Receipt is not conclusive proof of assessment although the receipt clearly indicates that the tax imposed is for 1940-41.

5. The petitioner therefore prays that the Returning Officer be directed to restore the petitioner's candidature to contest the seat in Tumkur District General Territorial constituency for the Legislative Council.

A true copy of the Order is herewith appended for ready reference.

Bangalore,
14-1-1941.

Petitioner

K. Hanumaiah

1320

Copy prepared on the application dated 10-1-1941 by Mr. K.V.Subrahmanyaswami, Pleader, praying for the grant of a copy of the order passed by the Deputy Commissioner and Returning Officer, Tumkur District for Legislative Council on the notice of candidature of Mr. Subrahmanyaswami to the Legislative Council, Tumkur District General Constituency.

- - - - - - - - - -

Notice of candidature of Mr. K.V.Subrahmanyaswami to the Legislative Council in Tumkur District General Territorial Constituency.

- - - - - - - - - - -

ORDER.

Mr. K.V.Subrahmanyaswami, a candidate for the General Territorial Constituency of Tumkur District for the Legislative Council claims to be qualified under Rule 22 (b) (iii) as paying a sum of not less than ten ruppes on account of taxes other than toll and octroi imposed under the Mysore Town Municipalities Act. On enquiries made from the Amildar-President of the Kunigal Town Municipality, it is ascertained that Mr. Subrahmanyaswami is only assessed to Mohatarfa tax of rupees six per annuam in the Municipality. Mr. Subrahmanyaswami asserts that he has paid Rs 4-4-0 in addition, to the Kunigal Municipality on account of cart tax for the year 1940-1941, and produces a receipt dated 2-12-1940 in this behalf. Regarding this point, however, it is reported by the President that the demand has been cancelled because the conditions pre-requisite for acceptance of vehicle tax have not been complied with by Mr. Subrahmanyaswami ~~is not that~~ that therefore Mr. Subrahmanyaswami is not eligible to stand as a Candidate for the Legislative Council under Rule 22 (b)(iii) referred to above, Mr. Subrahmanyaswami contends that the

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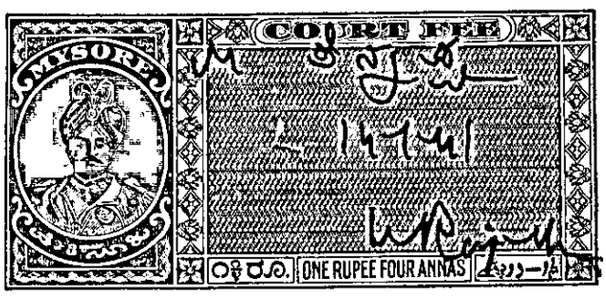
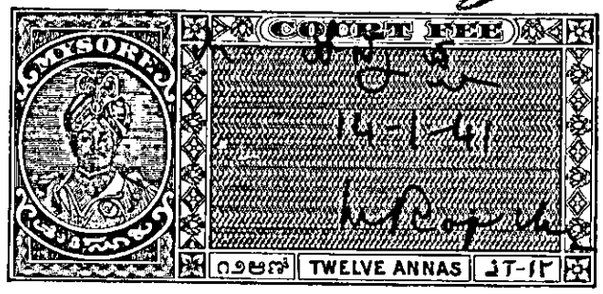
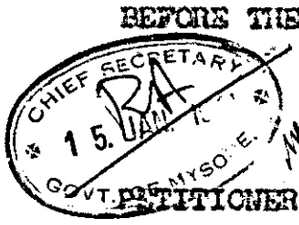




BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

BANGALORE.



PETITIONER: Pennappa bin Potappa,

Doddasiddavvanahalli Post,

CHITALDRUG.

Under Rule no 203 of the Representative Assembly Rules 1940, the petitioner xx above named begs to state as follows:-

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand for one of the available seats from Chitaldrug Taluk Rural area General Constituency Depressed class seat.

2. The Returning Officer after receiving notices of candidature had not put up on the notice board copies of the notices of ~~candidature~~ candidature as required under Rule 94 of the R.A. Manual.

3. That the Returning Officer on scrutinising the petitioner's notice of ~~xxx~~ candidature on 10-1-1941 has erroneously rejected it on the ground stated ~~x~~ hereunder. His decision was ~~xxxx~~ orally communicated to the petitioner and ~~xx~~ no endorsement was issued to him in this connection.

4. The grounds taken by the returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Governmnet of Mysore Act 1940 and the Rules formed thereunder.

that the Municipality has no power to cancel any assessment imposed. As Returning Officer, it is not open to me to question the correctness or otherwise, of the order of the Amildar-President in a matter wholly within his competence. For the purposes of this enquiry, I have to accept as a fact the statement made by the Amildar-President that Mr. Subrahmanyaswami for the time being does not possess the requisite qualification to stand as a candidate to the Legislative Council as he is not assessed to the requisite extent. The receipt produced by Mr. Subrahmanyaswami cannot be held to be conclusive proof of assessment as the validity of the demand itself has been rejected by the President. I therefore reject his application for candidature under Rule 76 (i)(a) of the Legislative Council Rules for the reasons given above.

Dictated to stenographer.

Sd. K. Guru Dutt.

Deputy Commissioner and Returning Officer, Tumkur District.

" C O P Y "

Sd. R.V.Surappa. 13-1-41

FOR Deputy Commissioner,
Tumkur District.

True copy
K.Bhat
14.1.41

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5. The Ground of Rejection: The ground of rejection is that the date of birth is not given in the notice of candidature. The petitioner has given his age and could not give the date of birth as he did not know the same. He is clearly of higher age than what is required under the rules. The rules under which the notice of candidature is given are particular about the age of the candidate being not less than 25 years. But no rule makes it imperative that the exact date of birth should be given.

According to rule 96 clause 1 of the R.A. manual the directions to the Returning Officer are only discretionary and not mandatory. The petitioner's application should not therefore have been rejected for minor irregularities which do not materially affect the candidature.

The petitioner has not been informed of any other reason for which his candidature has been rejected. The petitioner submits that his application should not have been rejected for any minor irregularities which do not materially affect the candidature.

It is sumitted that the interpretation of the rules relating to the age and date of birth is not correct and is otherwise untenable.

WHEREFORE the petitioner prays that the Govt. may be pleased to interpret the rules in question correctly and while holding the petitioner 's candidature valid, direct the Returning Officer to accept his notice of candidature and to proceed accrding to the rules.

Chitaldrug,
12th January, 1941.

I, the petitioner above named, do hereby declare that what is stated is true to the best of my knowledge, information and belief.

Chitaldrug,
12th January, 1941.

761 R&

1355

CHIEF ... 15. JAN. 19.. GOVT. OF MYSORE.

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

PETITIONER: Bale Lingamma, risiding in CHIKKABALLAPUR, KOLAR DISTT.

Under rule 203 of the Representative Assembly rules 1940, the petitioner abovenamdd begs to state as follows:-

1. That the petitioner had duly delivered her notice of candidature signifying her intention to stand for the Representative Assembly for ~~xhexxxxxxxxxxxxxxxxxxxxxxxxxxxxxx~~ the Women's Special seat from the Kolar district rural area.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature has erroneously rejected it on the ground stated hereunder.

3. Ground of rejection: The Returning Officer has rejected the petitioner's notice of candidature on the ground that she has mentioned the date of birth but while giving the age on that basis, that instead of mentioning that she was 27 years she had in fact stated that she was 26 years old. A mere statement of the case will suffice to show that the ground of rejection is not material at all. It was merely a alerical error and was at best a question of numerical calculation. Even the Returning Officer does not purport to hold that the petitioner was below 25 years of age and therefore ineligible to stand as a candidate for the Representative Assembly.

The rules lay down that a candidate ought to mention date of birth if possible and age if necessary just to indicate whether the candidate has reached the statutory age limit of 25 years and for no other purpose. It is therefore strange that the Returning Officer should attach unjustified importance to an entry of miscalculation whereas the correct date of birth has been given, to reject the notice of candidature of the petitioner.

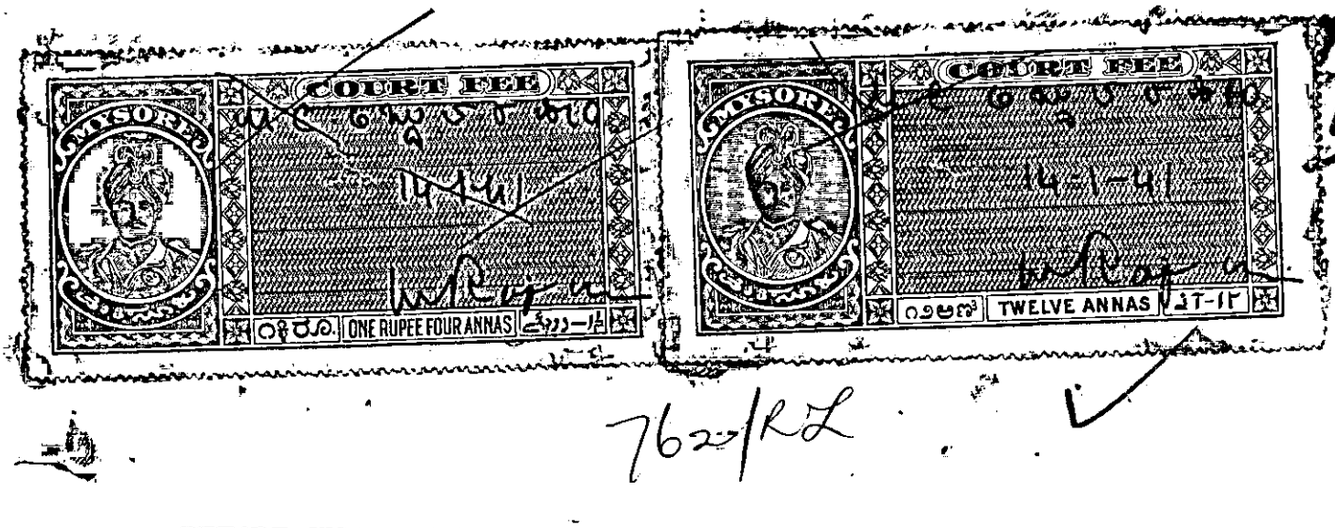
It is submitted that the Returning Officer has not paid heed to rule 96 of the Representative Assembly rules 1940 wherein the grounds of rejection have been exhaustively set out, leaving no alternative to the Returning Officer in the matter.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept his notice of candidature and to proceed according to the rules.

Chikballapur,
13th Jan., 1941

I, the petitioner abovenamed, do hereby declare that what is stated above is true to the best of my information, knowledge and belief.

Chikballapur,
13th Jan., 1941



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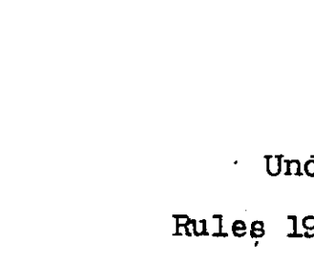
762/RL

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

BANGALORE.



PETITIONER: C.Abdul Rahim,

Jamindar, Vice-President,

Municipal Council, Chitaldrug.

Under Rule no 203 of the Representative Assembly Rules 1940, the petitioner ~~xx~~ above named ~~begs~~ to state as follows:-

Date of birth

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand for one of the available seats from Chitaddrug cum Hosadurga cum Hiriur Rural area, Mohammadan Constituency.

2. The Returning Officer after receiving notices of candidature had not put up on the notice board copies of the notices of ~~xxxxxxxxx~~ candidature as required under Rule 94 of the R.A. Manual.

3. That the Returning Officer on serutinising the petitioner's notice of ~~xxxx~~ candidature on 10-1-1941 has erroneously rejected it on the ground stated ~~x~~ hereunder. His decision was ~~xxxxx~~ orally communicated to the petitioner and ~~xxx~~ no endorsement was issued to him in this connection.

4. The grounds taken by the returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Governmnet of Mysore Act 1940 and the Rules formed thereunder.

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5. Ground of Rejection: The ground of rejection is that the date of birth is not given in the notice of candidature. The petitioner has given his age and could not give the date of birth as he did not know the same, He is clearly of higher age x than what is xxx required under the Rules. The rules under which the notice of x candidature is given are particular about the age of the candidate being not less than 25 years. But no rule makes it impereative that the exact date of birth should be given. Moreover generally, Muslims x do not have horoscopes to show the exact date of birth and it is therefore impossible for them to do so. If the furnishing of the date of birth should be insisted upon, it only amounts to disqualifying a large portion of the Muslim community from standing for election.

According to Rule 96 clause 1 of the R.A. Manual the directions to the Returning Officer are only discretionary and not mandatory. The petitioner's application should not therefore have been rejected for minor irregularitées which do not materially affect the candidature.

The petitioner presented the application on 23rd December 40 to the Returning Officer who wen t through the application and informed the petitioner that it was in order. The peitioner again saw the Returning Officer on 3rd instant at 1 p.m. and xx requested him to see the application again. The Returning Officer assured the applicant that his application was x flawless.

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It is submitted that the interpretation of the Rules relating to the age and the date of birth is not correct and is otherwise untenable.

WEREFORE the petitioner prays that the Government may be pleased to interpret the rules in question correctly and while holding the petitioner's candidature valid, direct the Returning Officer to accept his notice of ~~exaxa~~ candidature and to proceed according to the Rules.

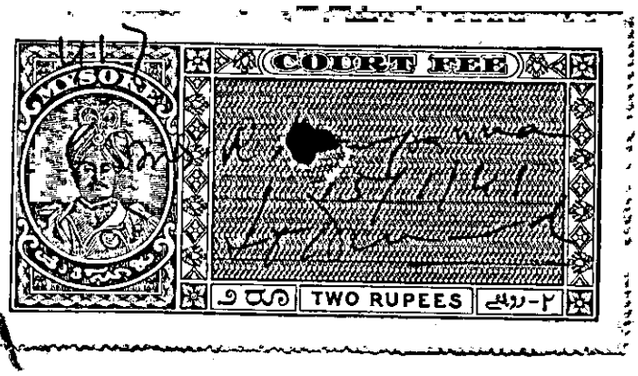
Chitaldrug,
12th Janaury, 1941.

— A. Avone Rahim

I, the petitioner above named, do hereby daclare that what is stated is true to the best of knowledge, information and belief.

Chitaldrug,
12th January, 1941.

— A. Avone Rahim



OFFICE OF THE SECRETARY
16 JAN 1941
REPRESENTATIVE ASSEMBLY
AND
LEGISLATIVE COUNCIL

BEFORE THE FIRST MEMBER OF COUNCIL, GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE AT BANGALORE.

Petitioner:-

Rayara Kempanna, Zamindar, Holibele, Bowringpet Taluk, Kolar District.

****

The petitioner abovenamed respectfully begs to state as follows:-

1. That the petitioner filed his notice of candidature for the ensuing Representative Assembly on the 2nd January 1941 just a day prior to last date of receipt of application for the same and presented the same to the Returning officer, Bowringpet and requested the Returning officer kindly to intimate the petitioner if there are any errors in the application form so that he may correct the same and present again before the expiry of the time specified for filing the same. The petitioner was informed that every column of the application has been attended to and there is nothing to correct. The petitioner has stood for election as an Independant candidate. The petitioner has stood for election in respect of rural constituency of Bowringpet Taluk.

2. The petitioner was informed on the 10th January 1941 that his application has been rejected on the ground that the column relating to community viz., general community was not properly filled in

3. The petitioner submits that the said discrepancy in his opinion is very trifle as he was not aware of what exactly had to be - written.

W h e r e f o r e the petitioner most respectfully pray that this discrepancy may kindly be ordered to be overlooked and orders passed to include the petitioner's name in the list of candidate for election.

B a n g a l o r e,
15 January 1941.

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P e t i t i o n e r.

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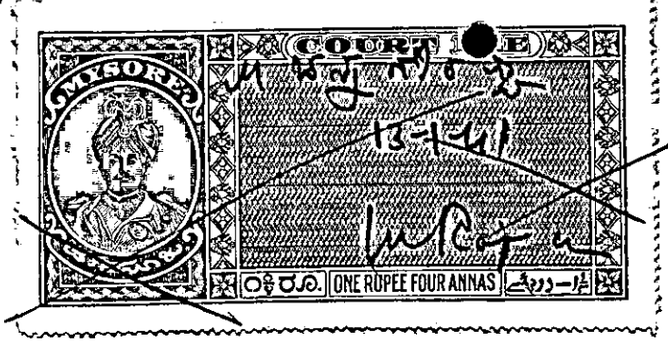

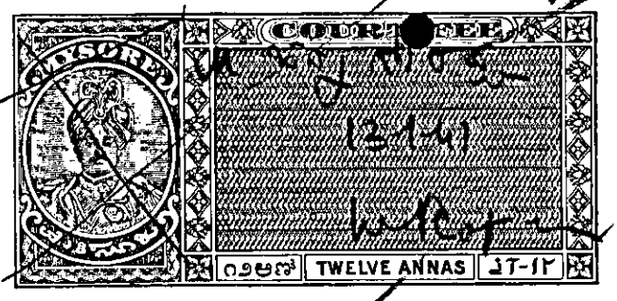

By Regd Post

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

BANGALORE.

CHIEF SECRETARY
15 JAN
GOVT. OF MYSORE

PETITIONER: Channagourappa, Bin Sangappa,
Landlord, Abbinahole Village,
Hariabbe Post, (Via Sira) Hiriur Taluk

55

Under Rule 203 of the Representative Assembly Rules 1940, the Petitioner above named begs to state as follows:-

Date of birth not given

1. That the Petitioner had duly delivered his notice of candidature signifying his intention to stand for one of the available seats from Hiriur Taluk Rural area General Constituency.

2- That the Returning Officer on scrutinising the petitioner's notive of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

3. That the grounds taken by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the Rules formed thereunder.

4. Ground of Rejection: The ground of rejection is that the date of birth is not given in the notice of candidature. The petitioner has given his age and did not given the date of birth as he did not think it quite essential since he was clearly of higher age than what

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than what is required under the rules. The Rules under which the notice of candidature is given are particular about the age of the candidate being not less than 25 years. But no rule makes it imperative that the exact date of birth should be given.

The petitioner has appointed Mr D.Narasimhaiya, Maradihalli as his agent. But the Returning Officer has taken objection to it. According to Rule 92 of the R.A.Manual, an agent should be a person who is not disqualified from being a member or from voting at Elections and it is nowhere stated that an agent must be a voter. The agent named in the declaration does not possess any disqualification mentioned under the rules.

The petitioner has mentioned in coloumn 1. of the notice of candidature 'Hiriur Taluk Rural!' The Returning Officer has taken objection to this. The Returning Officer knows fully well that there are no elections for the Assembly in Hiriur Taluk for any other constituecy except Rural general Constituency. He could therefore have no valid objection for the same.

According to Rule 96 Clause 1 of the R.A.Manual the directions to the Returning Officer are only discretionary and not mandatary, but, he has erred in generally taking it as manadatory, The petitioner's application should not therefore have been rejected for minor irregularities which do not materially affect the candidature.

The Returning Officer erred in not completing the scrutiny on 10-1-1941. The result of the scrutiny was made known to the petitioner at 7 p.m. on 11-1-41.

It is submitted thatthe interpretation of the

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of the Rules relating to the age, date of birth etc are not correct and are otherwise untenable.

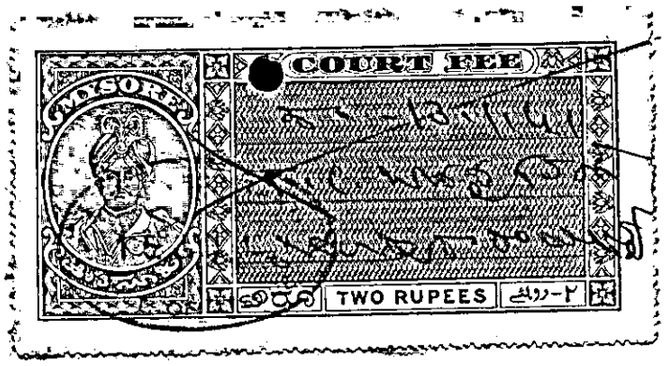
WHEREFORE the petitioner prays that ~~xxx~~ the Government may be pleased to interpret the rules in question correctly and while holding the petitioner's notice of candidature valid, direct the Returning Officer to accept his notice of candidature and to proceed according to the rules.

Chitaldrug,
12th January, 1941. Channagowda

I, the~~refore~~ petitioner above named, do hereby declare that what is stated is true to the best of my knowledge, ~~xxxx~~ information and belief.

Chitaldrug,
12th January 1941. Channagowda

BOSRL



OFFICE OF THE SECRETARY
15 JAN. 1941
REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL

123

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

By Regd Post
15 JAN
GOVT. OF MYSORE

PETITIONER: J. C. Basappa S/o Chandiah Tanikere

Under rule 182 of the Legislative Council rules 1940, the petitioner abovenamed begs to state as follows:

54

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand as a candidate for the Legislative Council from the Kadur District Rural Constituency for one of the available seats.

Wrong description of name of Constituency of Communists

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the grounds stated hereunder.

3. That the grounds taken by the Returning Officer in rejecting the petitioner's notice of candidature are untenable and defeat the purpose of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Grounds of rejection:

The first ground of rejection is that in the column meant for it, the petitioners had stated 'Kadur district' instead of 'Kadur district Rural'. It may be pointed out that this difference was not material for the purpose. In fact in the schedule to the Legislative rules the name of the Constituency is mentioned as 'Kadur district'; this appears under the Rural Constituencies. Further there could have

92

have been no room for mistake about the Constituency, in the circumstances.

The next ground of rejection is that in the column No. VI in the notice of candidature the petitioner had mentioned 'Hindu' instead of 'General Community'. Even this is not a material point. The column was meant to indicate whether the candidate was contesting one of the seats reserved for the Christians, Europeans and Mahommadans. So long as this intention was carried out by the use of the expressions in the column under reference, it satisfied the purpose. It is therefore strange that the Returning Officer should insist upon the use of particular expression and otherwise throw out the notice of candidature as invalid.

It is submitted that the interpretation of the rules relating to the description of the Constituency and the denomination is not correct and is otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept his notice of candidature and to proceed according to the rules.

Tanikere
13.1.41

T.C. Basakk

I, the petitioner abovenamed, hereby declare that what is stated above is true to the best of my information, knowledge and belief.

Tanikere
13-1-41

T.C. Basakk

882 RSL

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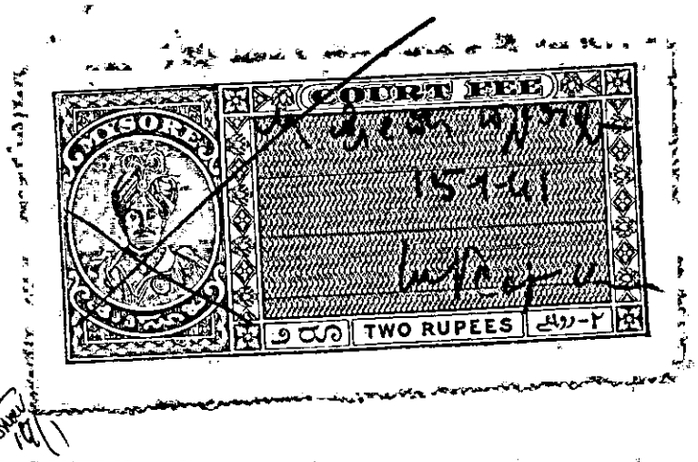

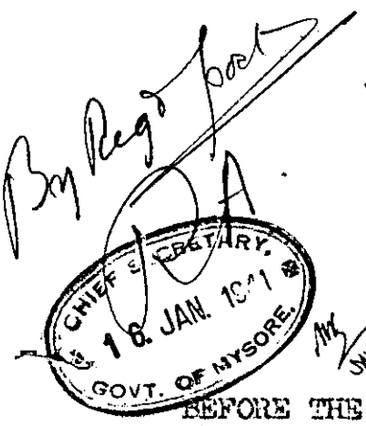

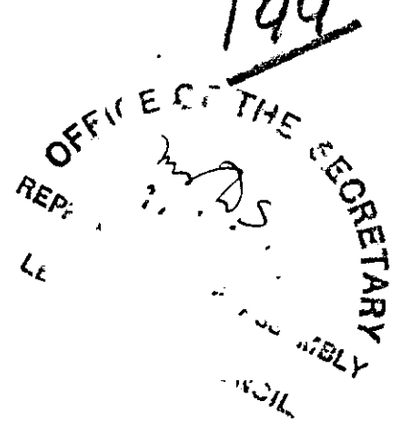

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

BANGALORE.

PETITIONER: Ododemappa bin Adaveppa,

(Badamanahalli Kavalu)

Resident Resident, Dodderi Village,

Challakere Taluk

Date of birth

Under Rule no 203 of the Representative Assembly Rules 1940, the petitioner ~~hm~~ above named begs to state as follows:-

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand for one of the available seats from Challakere Taluk Rural area General Constituency Depressed class seat.

2. The Returning Officer after receiving notices of candidature had not put up on the notice board copies of the notices of ~~candidature~~ candidature as required under Rule 94 of the R.A. Manual.

3. That the Returning Officer on scrutinising the petitioner's notice of ~~candidature~~ candidature on 10-1-1941 has erroneously rejected it on the ground stated ~~x~~ hereunder. His decision was ~~orally~~ orally communicated to the petitioner and ~~no~~ no endorsement was issued to him in this connection.

4. The grounds taken by the returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Governmnet of Mysore Act 1940 and the Rules formed thereunder.

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5. Ground of rejection: The ground of rejection is that the date of birth is not given in the notice of candiature. The petitioner has given his age and could not give the date of birth as he did not know the same. His parents being quite illiterate have not kept any references. He is clearly of higher age than what is required under the Rules. The rules under which the notice of candidature is given are particular about the age of the candidate being not less than 25 years. But no rules makes it imperetive that the exact date of birth should be given.

The petitioner has mentioned in the denomination coloumn ' Depressed class '. He showed his application form to the Head clerk and asked if it was properly filled. Thereupon he was told that it was alright. Then only the application was presented. But the Returning Officer has taken objection to this. The petitioner feels that he shold not have taken objection to such minor points. Moreover the Deputy Commissioner of Chitaldrug has accepted the candidature of Mr Sidramaiya to the legislative Council wherein he has mentioned 'Hindu' in the denomination coloumn. Hence no objection can be raised if ' Depressed Class' is mentioned in the denomination coloumn instead of ' General Community'

According rule 96 clause 1 of the R.A,Manual the directions to the Returning Officer are only discretionary and not mandatory. The petitioner's application should not therefore have been rejected for minor irregularities which do not materially affect the candidature.

It is submitted that the interpretation of

interpretation of the Rule relating to the age and date of birth is not correct and is otherwise untenable.

WHER-EFORE the petitioner prays that the Government may be pleased to interpret the Rules in ~~x~~ question correctly and while holding the petitioner's ~~x~~ candidature valid, direct the Returning Officer to accept his notice of candidature and to proceed according to the rules.

ఓ దొగ్గవార్థిమల్లి

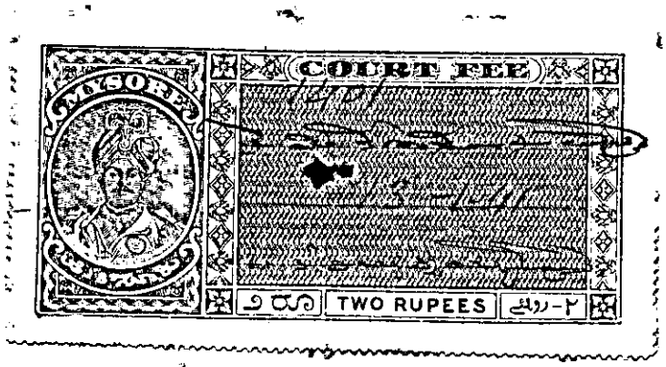
Chitaldrug,
12th January, 1941.

I, the petitioner above named, do hereby ~~xxxx~~ declare that what is stated is true to ~~xxx~~ the best of my knowledge, information and belief.

Chitaldrug,
12th January 1941.

ఓ దొగ్గవార్థిమల్లి.

JAN 16 1941



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BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

Petitioner: K.A. Venugopala Setty, residing in B O W R I N G P E T, KOLAR DISTT.

Under rule 203 of the Representative Assembly rules, 1940, the petitioner abovenamed begs to state as follows:

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand as a candidate for the Representative Assembly from Bowringpet Town Urban area.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-41, has erroneously rejected the same on the ground stated hereunder.

3. Ground of rejection: The Returning Officer has rejected the petitioner's notice of candidature on the ground that in the first column of his notice of candidature where he had to mention the name of the Constituency..he mentioned it as 'Bowringpet' instead of 'Bowringpet Urban'. It must be pointed out that the name of the Constituency as given in the first Schedule to the Representative Assembly Rules 1940 is stated as merely 'Bowringpet'. As such it should be stated that the description given by the petitioner in the first column is correct and sufficient for the purpose. It may also be pointed out that in the Challan attached to the

the notice of candidature, the constituency has been descriptively given as 'Bowringpet Urban'. At any rate there was no doubt in the matter and further the requirements of the law had been amply complied with.

4. The Returning Officer has not adhered to the requirements of rule 96 of the Representative Assembly rules 1940 wherein the grounds of rejection are exhaustively set out. It can therefore be suggested that any other error that does not attract the provisions of rule 96 is not a material one and cannot found a ground of rejection.

It is submitted that the interpretation of the rules in this behalf is not correct and is untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rules in question correctly and while holding the petitioner's notice of candidature as valid direct the Returning Officer to accept the same and to proceed according to the rules.

K.A. Venugopalsetty

Bowringpet
13.1.1941

I, the petitioner abovenamed, do hereby declare that what is stated above is true to the best of my knowledge, information and belief.

Bowringpet
13.1.1941

K.A. Venugopalsetty

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, BANGALORE.

Petitioner:- K. R. Srinivasan, pleader, residing at Kolar.

Under rule 203 of the Representative Assembly Rules, 1940, the petitioner abovenamed begs to state as follows:-

1. That the petitioner had duly delivered his notice of candidature to stand as a candidate for the Representative Assembly from the Kolar Town Urban area.

2. That the Returning Officer on scrutinising the Petitioner's notice of candidature on 10-1-1941 has erroneously rejected it on the ground stated hereunder.

3. That the ground taken by the Returning Officer in rejecting the notice of candidature is untenable and defeats the object of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Ground of rejection:- The Returning Officer has rejected the petitioner's notice of Candidature on the ground that in column VI of his notice of candidature the petitioner had mentioned 'General Constituency' instead of 'General Community'. This is not a material observation at all. The rules lay down merely that the candidate should indicate

(Continued on the reverse)

whether he was contesting one of the General territorial seats ~~of~~ the seats reserved for others like the Europeans, Indian Christians, Mohammadans and the like. This indication is borne out by the entry made by the petitioner in his notice of candidature. After all it was a clerical error, if at all, and this could have been remedied without necessitating the rejection of the notice of candidature. The word Constituency is at worst a superfluity and ought to have been ignored.

5. It may also be pointed out that except errors contemplated under rule 96 of the Representative Assembly Rules 1940 no other error can found a ground of rejection. In other words these are not fatal to a notice of candidature.

6. The candidate has not failed in any manner to comply with the provisions of Rule 89, so as to render the rejection of his notice of Cnadidature under the restrictive provisions of Rule 96 of the Representative Assembly Rules, 1940.

7. It is submitted that the interpretation of the rules in this matter is not correct and is otherwise untenable.

WHEREFORE the Petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of Candidature valid, direct the Returning Officer to accept his notice of candidature and to proceed according to the rules.

K R Srinivasan

Kolar,
13th Jan. 41.

I, the petitioner abovenamed, do hereby declare that what is stated above is true to the best of my knowledge, information and belief.

K. R. Srinivasan 13/1/1941

OFFICE OF THE SECRETARY
REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL
15 JAN. 1941

CHIEF SECRETARY
15 JAN. 1941
GVT. OF MYSORE.

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ಮಾನ್ಯ ಚೀಫ್ ಸೆಕ್ರೆಟರಿಯವರ
ರವರಿಗೆ.

ಅ) ಚಿತ್ರದುರ್ಗ ತಾಲ್ಲೂಕು ಪರಶುರಾಂಪುರ ಹೋಬಳಿಯ
ಗಾವೂರು ವ್ಯಾಪ್ತಿಯ ಪಟೇದಾರ್ ಮತ್ತು ಶಿಲ್ಪಾಂಚರು
ರೆ, ಬಡವಕ್ಕನವರು ಬರೆದುಕೊಂಡ ಅರ್ಜಿಯನ್ನು ಲಗತ್ತಿಸಿ ಕಳುಹಿಸಿದೆ.

ನಾನು ಕಡೂರು ಡಿಸ್ಟ್ರಿಕ್ಟ್‌ನ ಪ್ರೈಲಂಯರ್ ಸಾಮಾನ್ಯ ಚತುರ್
ವರ್ಣಾಶ್ರಮದವರಲ್ಲಿ ವಿಚಾರಿಸಿದಾಗ ಅವರೆಲ್ಲಾ ಸಹ ಪಟೇದಾರರೆಂದು
ಹೇಳಿದರು. ಪಟೇದಾರರಲ್ಲಿ ಕೆಲವರು ಕಮ್ಮ ಜಾತಿಯವರೆಂದೂ ಹೇಳಿದರು.
ಕಮ್ಮ ಜಾತಿಯವರು ಕಡೂರು ಡಿಸ್ಟ್ರಿಕ್ಟ್‌ನಲ್ಲಿ ಇಲ್ಲವೆಂದೂ ಹೇಳಿದರು.
ಈ ಅಂಶಗಳು 10 ನೇ ಆರ್ಟಿಕಲ್ ವಿವರಣೆಗೆ ಸಂಬಂಧಪಟ್ಟಿದ್ದರಿಂದ
ನಾನು ಜಿಲ್ಲಾಧಿಕಾರಿಗಳನ್ನು ವಿಚಾರಿಸಿದೆನು. ನಾನು ನನ್ನ
ಸಂಬಂಧಪಡೆದವರನ್ನು ಮಾತ್ರ ಕೇಳಿ ಬರೆದು ಅಂದರೆ ಪಡೆದವರನ್ನು ಹಾಗೂ
ಇಲ್ಲವೆಂಬ ಅಲ್ಪಕಾರಣಕ್ಕಾಗಿಯೂ, ಮತ್ತು ನನ್ನ
ವಯಸ್ಸಾದವರು ಕೆಲವರು ಹೋಗಲಿಚ್ಛಿಸಿದ್ದು, ನನ್ನ ವಯಸ್ಸಾದವರು
ಸ್ವಲ್ಪ ಖರ್ಚಾಗುವುದಾಗಿ ಬರೆಯಲು ಜಾತಕವನ್ನು ಕೇಳಿದೆಯೂ.
ಇದೂ ದೂರವೆಂದು ಅಲ್ಲಲ್ಲಿ ಪ್ರಯಾಣಕ್ಕೆ ಹೊರಟಿದ್ದ ಕಾರಣ ನನ್ನನ್ನು
ಕಾಣಲಿಲ್ಲದ್ದರಿಂದಲೂ, ನನ್ನಲ್ಲಿ ವೇದಾರ್ಥಿಕೆಯಂದು ಅರ್ಜಿ
ಯನ್ನು ಕೊಡಲಿಲ್ಲವಾದ್ದರಿಂದಲೂ, ಪ್ರಯತ್ನಿಸಿದರೂ ಸಹ ನನ್ನ
ಲು ವೇದಾರ್ಥಿಯೆಂಬ ಅರ್ಜಿಯನ್ನು ಕೊಡಲಿಲ್ಲವಾದ್ದರಿಂದ ಸಹ ಪಟೇದಾರರ
ವರೂ ಇಲ್ಲವೆಂದು ಸ್ಥಾನಿಕರಿಂದ ಬರೆಸಿಕೊಂಡು ಬರಲು ಆಗ
ಲಿಲ್ಲವೆಂದೂ ಕೊನೆಯಲ್ಲಿ ಬರೆದಿರುತ್ತಾರೆ.

ತಾ: 13-1-41

ತಮ್ಮ ವಿಧೇಯ
ಕೆ. ಬಿ. ಸಿದ್ದಯ್ಯ

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By Regd Post
CHIEF SECRETARIAT
15 JAN. 1941
GOVT. OF MYSORE.

OFFICE OF THE SECRETARY
15 JAN. 1941
REPRESENTATIVE ASSEMBLY
AND
LEGISLATIVE COUNCIL

Ground not clear

98

ಮೈಸೂರು ಪ್ರಾಂತ್ಯದ ಚಲಕ್ಷೇತ್ರದ ಚಲಕ್ಷೇತ್ರದ
ವರಿಷ್ಠಾಧಿಕಾರಿಗೆ. ಇತ್ತೀಚೆಗೆ ಮಾಲೂರು ತಾಲ್ಲೂಕಿನ ಅಂಚೆ
ಪೋಲೀಸ್ ಪಾಟೀಲರಾಗಿ ನಾನು ಅಧಿಕಾರವಹಿಸಿಕೊಂಡ
ತಾಲೂಕಿನಲ್ಲಿ ಈ ಕೆಳಗಿನ ಅಂಶಗಳು ನನ್ನ ಗಮನಕ್ಕೆ ಬಂದಿವೆ.
ಮಾಲೂರು ತಾಲೂಕಿನಲ್ಲಿ ಸುಮಾರು 10 ವರ್ಷಗಳ ಹಿಂದೆ
ಕೆಲವು ಅಪರಿಚಿತ ಜನರು ಕೆಲವು ಕಾಲದಲ್ಲಿ ಗಲ್ಲಿ ಮತ್ತು
ಕೆಲವು ಕಾಲದಲ್ಲಿ ಕೆಲವು ಜನರು ಸೇರಿ ಕೆಲವು ಕಾಲದಲ್ಲಿ
ಕೆಲವು ಜನರು ಸೇರಿ ಕೆಲವು ಕಾಲದಲ್ಲಿ ಕೆಲವು ಜನರು
ಸೇರಿ ಕೆಲವು ಕಾಲದಲ್ಲಿ ಕೆಲವು ಜನರು ಸೇರಿ ಕೆಲವು
ಕಾಲದಲ್ಲಿ ಕೆಲವು ಜನರು ಸೇರಿ ಕೆಲವು ಕಾಲದಲ್ಲಿ ಕೆಲವು
ಜನರು ಸೇರಿ ಕೆಲವು ಕಾಲದಲ್ಲಿ ಕೆಲವು ಜನರು ಸೇರಿ

ಉಮೇದುವಾರರವಕ್ಷಿಯಾನ್ನು ಪುನಿದ್ದುವ
ತಿನಿರಲಾಲ್ಲಾ. ಆನಂಕ್ರತುಚೆಯ್ದಾನ್ಗ
ನಾಳ್ಳು ನರ್ದ್ದುಮೂನ್ನೆಕ್ಕಿಯುಂದ್ರಾನ್ನು
ಲಾಭರ್ಯಂಪಿಚಿಕಿಂಚಿನಲ್ಲಾಂಸಿನನ್ನು ಉಮೇ
ದುವಾರಿಕೆಲ್ಸಿಕ್ಕಿಕೇಶವನ್ನಚಾಲ್ರಿಸಿಯಕ್ಕೆ
ಸಿದ್ಧಲ್ಲಿವರ್ಕ್ಕಿಶವಾಲ್ಲುಕಿರಣಾವಜ್ಜು
ಕೊಡ್ರಲಾಲ್ಲಾ. ಆದ್ದರಿಂದ ಮೊವಂ
ದರವರಾ ಕೊಂಡ್ರೆನನ್ನು ಆರ್ಡ್ಯಾಯುನ್ನು
ಕರಂಸಿ ವಿಚಾರ್ಸೆಕೊಂಡ್ರೆ - ನನಗೆ ಆಸಿವಕೆ
ಕ್ಕ ಅನ್ಯಾಯಲುವನ್ನು ನವಿವರಿಸಿ - ನನ್ನು
ಉಮೇದುವಾರಿಕೆ ಅಕ್ಸೆಪ್ಟೆಕೇಶವ್ ಲಾಂಶಾ
ಕ್ರಮಕಾಗುವಂಕೆಯಾಂ ಮಕ್ಕೆ ನಾನು
ಯಾವ ಎಲೆಕ್ಷನ್ ಕೋಂದಪ್ಪಿ ಚಾಲುವ
ಡಿ ಗೆನಿಲ್ಲು ವಂದ್ರೆ, ಅವಕಾಶವನ್ನುಕೆ
ಲುಸಿಕೊಂಡ್ಡಕ್ಕು ಪಿಡವಗಾಬನನಗೆ
ನ್ಯಾಯಮುಂಕೆಯಮು ವಂಕೆ ಪೀವಂದ
ರವರಾ ಕ್ರಮಿಮಾಡ್ಡನಕೆಲಯಾಸಿ ಕೊಂಡ
ಚಲಿಕಚ್ಚಿವ್ರ ಧ್ರಿನಿಯಾಲುಕೆಚೂಕೊಂಡ
ಅಭಿನ್.

ಸಾಲಂ - ಪಿತ್ತನಾಡ
ಪೂಂಂ P.O.
ತಿನ್ನ 13-1-1941.

ಬಯಿಕುಲಂಯ್ಯುನ
ಉಪಡೆಡಿಬೆಟ್ಟಿನ
ಗುರುಲಿಂಗ. ಟಿಂಗ
ನಾಮನಬರಡ.

964/RL

JAN 20 1941

To,

The First Member of Council,

The Government of His Highness the Maharajah of Mysore,

New Public Offices,

Bangalore.

Respected Sir,

I, the undersigned, C.V.Srinivasan, a member of the joint rate paying family of Mr. C.V.Raman, Muncipal Councillor Chamarajanagar, and Representative Assembly member for the last TWO years, beg to submit the following representation for favour of your generous consideration and kind orders thereof-

(1) Mr. C.V.Raman had put-in an application on 2/1/41 for registering him as a candidate for the ensuing Representative Assembly elections on behalf of the Chamarajanagar Town Rate payers.

(2) On 10/1/1941, I was called for by the Returning Officer, Chamarajanagar, and was-intimated that the application of Mr. C.V.Raman will be rejected since his declaration was not valid, as I was not a voter and as my name was not included in the voter's list.

(3) This information was a news to me, as I then heard from other members of my family, that Mr. C.V.Raman, in his hurry of leaving the Head Quarters on a Piligrimage tour in Northern India on the evening of the 2nd January 1941 itself, had declared me as his agent to work on his behalf during his absence on piligrimage tour.

(4) After enquiries, I submitted to the Returning Officer the probability of the mistake was due to the hurried departure of Mr. C.V.Raman for his tour, and requested him not to reject the candidature of Mr. C.V.Raman on the sole ground that I was not a voter, and on the plea of the absence of Mr. C.V.Raman from the Head Quarters, and who was not in a position to rectify the facts in person imeediately. But to my horror, the respected officer denied my humble request and informed me

(Contd)

that I may count an appeal against his orders of rejection.

(5) As such, on 11/1/1941, I approached the Deputy Commissioner, Mysore District, Mysore, with my humble grievances and requested his kind favour in directing the Returning Officer to allow my humble request. Even there, for my surprise, my humble case was waived, and hence my humble representation to your kind and generous consideration on be-half of Mr. C.V.Raman, in whose absence this painful affair has taken place.

(6) Under the foregoing circumstances, I humbly beg of you, Respected Sir, kindly to grant me the fruitful chance of an exemption under Section 203 of the Representative Assembly Manual and direct the Returning Officer of the Chama rajanagar Taluk, to allow my request of registering the candidature of Mr. C.V.Raman, who has not yet returned from his piligrimage, and who has a firm belief that nothing have has happened regarding his candidature, and thereby allowing and bestowing the humble chance of serving the public as he has done for the last TWO years.

For which act of kindness and generosity,

I beg to remain,
Respected Sir,
Your most obedient servant,

C.V. Srinivasan

Chamarajanagar,
13th January 1941.

Care of Mr. C.V.Raman,
Muncipal Councillor &
Representative Assembly Member.

Defamation

By Regd Post

GOVT OF MYSORE

OFFICE OF THE SECRETARY
15 JAN. 1941
REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL

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ಮೈಸೂರು ಪ್ರಜಾಪ್ರತಿನಿಧಿ ಸಭಾ ಮತ್ತು ಶಾಸನ ಸಭೆಯ ಕಾರ್ಯದರ್ಶಿಗಳಿಗೆ,

ಮೈಸೂರು.

ಮಾನ್ಯರೆ,

ಮೈಸೂರು ಪ್ರಜಾಪ್ರತಿನಿಧಿ ಸಭೆಯ ಸದಸ್ಯರಾದ ಶ್ರೀಯುತ ಬಿ. ವೆಂಕಟಾಚಾರ್ಯರವರು ಮೈಸೂರು ಸಂಸ್ಥಾನದ ಪ್ರಜೆಗಳಿಗೆ ಅಪಕೀರ್ತಿಯನ್ನುಂಟುಮಾಡುವಂತೆ ಮಾತನಾಡಿರುವುದಾಗಿ ಪತ್ರಿಕೆಗಳಲ್ಲಿ ಪ್ರಕಟವಾಗಿರುವುದರಿಂದ ಅವರ ಮೇಲೆ ಮಾನನಷ್ಟದ ದಾವೆಯನ್ನು ಹೂಡಲು ನಿಶ್ಚಯಿಸಿರುವೆನು. ಆದುದರಿಂದ ಅವರು ಮಾತನಾಡಿರುವುದಾಗಿ ಹೇಳಲಾಗಿರುವ ಮಾತುಗಳನ್ನು ಅವರು ಆಡಿದ್ದಾರೆಯೇ ಎಂಬುದನ್ನು ಪರಿಶೀಲಿಸಿ ಅವರು ಆಡಿದ್ದಾರೆಂದು ಕಂಡುಬಂದಲ್ಲಿ ಅವರು ಆಡಿರುವ ಮಾತುಗಳ ಪ್ರತಿಯನ್ನು ಕೊಡಬೇಕಾಗಿ ಕೋರುತ್ತೇನೆ.

ಇಂತಿ ತಮ್ಮ ವಿಶ್ವಾಸಿ,

ಸಹಿ/- ಕೆ. ಚಂದ್ರಶೇಖರಯ್ಯ

ಬಿ.ಎ., ಬಿ.ಎಲ್.

ವಕೀಲರು.

ಮೈಸೂರು.

15-1-41

ನನ್ನ ಹೆಸರಿಂದ ಹಿಂದು ಯುನಿವರ್ಸಿಟಿ ಸಿಲಬಸ್ ಈ
ಬುಕ್ಕನ್ನಾಮಾ ಅಲಂಡಿವಾಂ ಲಿಟರೇಚರ್ ಕೋಂಕಣಿ ಈ
ಹಿಂದೆ ಯೇಲ್ ಸೈಂಟಿಫಿಕ್ ಲಿಟರೇಚರ್ ಇತ್ತು
ಶ್ರೀ ಕೆ ಪದ್ಮಾಕ್ಷೇ ಗೌಡ್ರು ಬಿ.ಎ. ಡಿಗ್ರಿ ಪರೀಕ್ಷೆ" ಇತ್ಯಾದಿ
ಸ್ಲಿ ಬರೆಯುವಾಗ "B. Padmakshaiya"
ಇದು ಸರಿ ಅಲ್ಲ ಅಂತ ಹೇಳಿ ಅವರಿಗೆ ಅನ್ನಿಸಿತ್ತೇನೋ?
ಸ್ಲಿ "B. Padmakshaigowda" ಎಂದು ಬರೆದಿದ್ದಾರೆ
ಉಪಯೋಗಿಸುವುದನ್ನು ನಿಲ್ಲಿಸಿದ್ದು ಒಳ್ಳೆಯದೇ
ಕಾರಣ ಇಲ್ಲಿ ಲೋಕ-ನಲ್ಲಾಳರು ಸೈಂಟಿಫಿಕ್
ಲ್ಲಿ ಬಿಳಿಕೆ ಶ್ರೀ ಪದ್ಮಾಕ್ಷೇಯ್ಯ ಎಂಬ ಪದ್ಮಾಕ್ಷೇಗೌ
ಡನ ಇಲ್ಲಿವರೆಗೆ ಈ ಹೆಸರಿಂದ ನನ್ನನ್ನು ಅನ್ನಿಸಿಕೊಳ್ಳ
ದಿನನಿತ್ಯ ಪತ್ರವ್ಯವಹಾರಗಳಲ್ಲಿ ಸಹಿಮಾಡಲು
ಕೆಗೆದುಕೊಳ್ಳಬೇಕಾಗಿ ಬಂದಲ್ಲಿ ಕೋಂಕಣಿಯಲ್ಲಿ
ನನ್ನನ್ನು ಅನ್ನಿಸಿಕೊಳ್ಳಲು ನಿರಾಕರಿಸಿದ್ದರಿಂದ
ನ್ಯಾಯವಾಗಿಯೂ, ಇತಿಹಾಸದ
ಲಿಟ್ಟಿನಿಂದ ಅನ್ನಿಸಿಕೊಳ್ಳಲು ಕಾರಣವಿಲ್ಲದಾಗಿ
ಗಿ ಯುನಿವರ್ಸಿಟಿಯ ಕೋರ್ಸಿನಲ್ಲಿ
ಯುನಿವರ್ಸಿಟಿ ಇಂಥಾ ಲೋಪವನ್ನು ಹೊಂದಿರುವ
ಲಕ್ಷಿಸಿದ್ದನ್ನು ಅನ್ನಿಸಿಕೊಳ್ಳಲು ನಿರಾಕರಿಸಿದ್ದು
ನಕ್ಕೆ ಇದಕ್ಕಿಂತ ಇನ್ನಾವ ಕಾರಣ ಬೇಕು
ರಾ ನನ್ನ ಅಮೇಲ್ದಾವಂತಿಕೆಯನ್ನು ಕ್ಷಮಿಸಿ
ನನ್ನವಿನಂತಿಯನ್ನು ಪರಿಗಣಿಸಿ
ಡಿ ನನ್ನನ್ನು ಅನ್ನಿಸಿಕೊಳ್ಳಲು ಅನುಕೂಲ ಮಾಡಿಕೊಡಿ
ಅಮೇಲ್ದಾರನಾಗಿ ವಿದ್ಯಾರ್ಥಿಗಳಿಗೆ
ನಿಂ ಕೊಂಕಣಿಯಲ್ಲಿ ಬೋಧಿಸಲು, ಕೆಲ
ಕೆಸಗಿ ಪುಸ್ತಕಗಳನ್ನು ಬರೆಯಲು ಅನುಕೂಲವನ್ನುಂಟುಮಾಡಿ
ಕೊಡಬೇಕಾಗಿ ವಿನಂತಿಸಿಕೊಳ್ಳುತ್ತೇನೆ
ಇಂತಿ ಬೇ -

Bpadmakshaiya.
alis
Bpadmakshe Gowda.

ದಿ-13-1-61
jokkahal post
Chickmagalur.

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Received 16/1/41
(R.D. & R.C.)
Laws Secy.
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OFFICE SECRETARY
REFERENCE
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To

The Member in Council,
Government of Mysore,
BANGALORE.

Petitioner:- M. Ramadas,
Residing in Hiriyur Village,
Hiriyur Taluk,
(Chitaldrug Dist.)

Honoured Sir,

I, the Petitioner named above, most respectfully beg to state and pray as follows:--

1. I beg to submit that, for the Hiriyur Rural Constituency of the ensuing R.A. Elections, I submitted my petition of Candidature on 8-2-1941, in my independent capacity, in the proper Form, after remitting the requisite Fee in this behalf. At the time when I submitted my above Application to the concerned Returning Officer, I personally stood before him and requested him, "Sir, should there be any mistakes in my Application, I beg to be apprised of the same and thus I may be enabled to rectify the errors, if any, therein then and there." To this, the said Officer went through my petition once or twice, and assured me that there were no mistakes.

2. Upon the said assurance, Sir, I went about my canvassing towards the Electioneering Campaign. On Friday the 10th instant, the Scrutiny had been arranged, and, since I was ill at the time, I was not able to present myself at the Scrutiny occasion personally, but sent my Agent for the purpose.

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3. Upon

3. Upon the discussions and arguments, which took place on the 10th instant in the very presence of the said Returning Officer, he was pleased to give no decision at all on my case, and as such no declaration was given then.

4. I, for my part, went to the house of the said Returning Officer by about 7 o'clock in the night of the 10th instant, and had a talk with him about the affair, in the course whereof I was told by him that he had not declared anything in the matter and that, as a counter to the Takarars or objections raised by my Opponents, I may submit my written Counter-petition the next day (on 11-1-41), which, he promised, would be included into the Scrutiny Record, upon which he said he would paste his Declaration on the Notice Board by 3 P.M. on that day (i.e., 11-1-41). He continued in a mild and persuasive tone that, in each and every application there are bound to be small and insignificant errors, which, he assured, may not be made much of in all the instances; this, of course, pleased me to a considerable extent. On the morning of the 11th instant, I approached him at his residence and told him that I would personally go to his Office at the Office time when he himself would be pleased to go there, and present my Counter-Statement. Thereupon, the Returning Officer assumed a different colour and, in an angry tone, told me that no more Statements would be taken from me, which was contrary to the assurance given to me by him alone the previous night. I then submissively asked him as to how his decision about my case was, to which he replied in anything but a respectful attitude that I may read his Decision on the Notice Board itself by 3 P.M. on that day. Since I was not doing well, I had sent my Agent to look into the Notice Board, but was told late in the evening that nothing pertaining to the Election Declaration had been put up on the Notice Board until 6 P.M. on that day.

5. After

5. After the Returning Officer returned to his house, myself and my Agent went to wait upon him in order to learn about how my case stood, and were waiting for this purpose in the Front Verandah of his house. At that time, Sir, there were some very interesting talks going on in the inside of the Officer's house, which it will be better not to relate.

6. While we were thus sitting in waiting in the front verandah of the Returning Officer's house, the Officer came to know about our presence through his Cook, and, coming to us in an unduly hurried attitude, took us into the Office Room, and demanded of us in a rather angry tone as to why we had gone to him. He continued by saying that he had cancelled all the names, including mine, and had declared valid the names of only two candidates whose applications were good and in proper form.

7. I, thereupon, requested him to let me know the reason for such consideration by him of my application, to which he replied that there are no rules dictating him to disclose the why and wherefore of the decision he had arrived at, and that he could not even give me a copy of his decision so arrived at, observing in continuation that we have got no opportunity to go in Appeal against the Returning Officer's orders, as per the present Rules, etc. Lastly, he, as though in spite, concluded by saying that I was rather a hasty man and that I would gain nothing by my attitude and by listening to third parties' versions in anything, and that if, out of the ~~present Election~~ ignorance on our part of the present Election Rules, we should persist in our campaign, we will be simply losing our money, etc.

8. To that, Sir, I replied him that I was always prepared to abide by his advice in this connection and that

I

I will rest contented once for all If I should be kindly - conferred with the grant of a Copy of his Order in support of his rejecting my candidature. I continued, pointing out to him, that there were certainly more and more glaring mistakes or errors in the cases of the applications of those - who have been declared by him as good and valid. To this, he curtly told me that I had no business or voice to question him about his doings.

9. From what I came to know, Sir, there may be the (though small & negligible) mistake/in my application in the form of my not having furnished my date of birth. This mistake, I submit, is such as will yield itself to rectification either today or tomorrow. But, all the same, I have got my own misgivings as to whether at all I can ~~x~~ get at the exact date of my birth, and this error on my part, consequently, may become irremediable. But, all the same, I pray that this very slight and negligible mistake may kindly be condoned, in consideration of the very - important affair of the Elections (which is of stupendous significance).

10. I further beg to submit by saying a few words about the nature of the duties I wish to do both to my Sovereign and Country, should I succeed in my Elections. I have got a very strong desire to suppress and trample down all activities in the State which purport to bring down the prestige of the Government of the Model State in any form whatsoever, and spread the tenets of Loyalty and Devotion to the Ruling Power. This is my principal ambition in life.

Under the aforementioned circumstances, I most respectfully pray that Your Honour may be graciously pleased to come to my succour at this juncture by affording me the facilities to work up my above programme in the Assembly and thus

educate

educate the public mind ~~from~~ against their present notions of Disloyalty, etc., from and through the Assembly, for which purpose, Sir, I stand in need of your gracious orders by granting me the revival of my Right of Candidature, which has now been cancelled by the said Returning Officer, Hiriyur Taluk, for absolutely no serious fault of mine. I pray, therefore, that Your Honour may be pleased to pass necessary orders to the Returning Officer directing him to revive my name to the Election List, after duly cancelling his present Order removing my name therefrom, and thus give me opportunity to serve the cause of our Beloved Sovereign and the Model State of Mysore under His Highness' Rulership, for which act of timely help and Grace, we all shall ever pray for Your Honour's long life, sound health and perpetual prosperity.

I beg to remain,
Honoured Sir,
Your most obedient servant,

M Rama Rao

Bangalore,
16th Jany., 1941.

PETITIONER.

954/M

From. Moulvi Sha Abul Hassan.,
Care of Mufeede-Am-Book Depot,
General Bazar,
Mysore.

MYSORE.
17-1-1941.

To

The Chief Secretary
to the Government of H.H.The Maharaja of Mysore,
Bangalore.

CHIEF SECRETARY
20 JAN 1941
GOVT OF MYSORE.

Respected Sir,

I humbly beg to submit the following few lines to your benign consideration and favourable orders thereon.

There were four candidates for the Mohamedan Constituancy of the Chickballapur Group, Kolar District, but all the Four notices of Candidature have been rejected by the Returning Officer for some reason or the other; and mine is also one of them The objections raised with regard to my application are:-

(1) That the age is not entered therein (though the correct date of birth has been entered)

(2) That I am serving as a whole-time Persian Munshi in the Maharaja's College, Mysore.

For the above said objections which have been raised, I beg to explain that in (1) the correct date of Birth has been entered, (2) I have been serving only as a part-time Munshi, but not as a whole -time servant. This can be made out of a reference to the University.

Further, there is no objection for a part time worker to appear as a candidate as per the B.A. Rules of 1940 Section 14 (1) (a). (page 39).

Under the above circumstances, I once more humbly request you to kindly reconsider my case and approve my notice of candidature which has been rejected on account of the reasons that are of little importance,

I beg to remain,
Sir,
Your most obedient servant,
Shah Abul Hasan

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ಸೇವೆಯಲ್ಲಿ

ಮಾನ್ಯ ಮೈಸೂರು ಸರ್ಕಾರದ ಚೀಫ್ ಸೆಕ್ರೆಟರಿಸಾಹೇಬರವರ ಹುಜೂರ್

ಜನಾಭಿಧಿ :—

ಚಿತ್ರದುರ್ಗ ತಿಪ್ಪೇರುದ್ರಪ್ಪ ಚಳ್ಳಕೆರೆ ಕಾಲ್ಲೂರು. ಚಳ್ಳಕೆರೆಮಂದಿಲಿಧಿ ದ್ರಾವಿಡಜಾತಿ. ಸಿ. ಹೊರ್ತಿಂಚಪ್ಪನು ಬರೆದುಕೊಂಡ ಕಿರುವಾಳ

ಅರ್ಜಿ ವಿನಂದಕೆ :— ತೇ. 14-1-41

ಸ್ವಾಮಿ - 1941ನೇ ಪೇಬ್ರುವರಿ ತಿಂಗಳಲ್ಲಿ ನಡೆಯುವ ಮೈಸೂರು ಪೌರಪ್ರಜಾಪ್ರತಿನಿಧಿಸಭೆಯ ಮೆಂಬರ್ ಚುನಾವಣೆಯ ಬಗ್ಗೆ. ಚಳ್ಳಕೆರೆ ಕಾಲ್ಲೂರಿನಿಂದ ಮೈಸೂರು ದೇವರಾಜ ಅರಸು ರಸ್ತೆಗೆ ಮೂಲಕವಾಗಿ ನಿಮ್ಮ ಪೌರಸಂಗತಿದ ಸ್ಥಾನಕ್ಕೆ ನಾನೊಬ್ಬನು ಮೇದು ವಾರನಾಗುವುದಕ್ಕೆ: ೨೬-೦-೦ ರೂಪಾಯಿಗಳನ್ನು ತ್ರಿವಿಧ ಜಪ್ತಿಕಟ್ಟಿ ಅರ್ಜಿಯನ್ನು ಕಾಲ್ಲೂರಿ ಟರ್ನಿಂಗು ಆಫೀಸಿನವರಿಗೆ ಹಾಕಿಸಿಂಡಿದ್ದು ಆದರೆ ಯಾವ ಕಾರಣದಿಂದಲೋ ಕಾಲ್ಲೂರಿ ಟರ್ನಿಂಗು ಆಫೀಸರು ನನ್ನ ಅರ್ಜಿಯನ್ನು ವಜಾಮಾಡಿದ್ದು ನೋಡಿದರೆ ನನ್ನ ಪೌರಸಂಗತಿದವರು ಹೊಟ್ಟೆ ಆಧಿ ದ್ರಾವಿಡ ಭಂಗತಕ್ಕೆ ಚಳ್ಳಕೆರೆ ಕಾಲ್ಲೂರಿನಲ್ಲಿ ಇದ್ದ ಅನಂಚ್ಲೆಯ ಸ್ಥಾನವನ್ನು ಹೊಂದಬೇಕೆಂಬ ಮತ್ಸರ, ಚೋರಿ ಜಾತಿಯವರು ಉಪಯೋಗಿಸಿಕೊಳ್ಳುವುದಕ್ಕೆ ಆಸ್ಪದಕೊಟ್ಟಂತೆ ಆಗಿರುತ್ತೆ: ನಮ್ಮ ತಿಪ್ಪೇರುದ್ರಪ್ಪನನ್ನು, ನನ್ನನ್ನು ಜಾತಿಯ ೧೯-ಸೆವಿರ್ಕ್ಕೆ ಹಿಜ್ಜಾಗಿರುತ್ತೆ. ಲುಪ್ತ ಜನಸಂಖ್ಯೆಯ ರಕ್ಷಣೆಯಿದೆಂತೆಲಾಗಿರುವುದಲ್ಲಿ ಧನವಂತರು ಬಡವಿಧ್ಯಾಯಿಯರ್ಥಿಗಳನ್ನು ಪೌರಸಂಗತಿದವರಯಿರುಗೆಯಲು ಅನುಕೂಲ ಮಾಡಿಕೊಂಡುವುದನ್ನು ನಿರೂಪಿಸಿದಂತೆ ಆಗಿರುತ್ತೆ. ನಾನು ಚಿತ್ರದುರ್ಗದಲ್ಲಿರಿವೆಲೂತಿರುಗಿಂತಿರುವುದನ್ನು ಪೌರಸಂಗತಿದವರು ಚಿತ್ರದುರ್ಗಕ್ಕೆ ಕರೆತರುತ್ತಾರೆಂದು ನಿಮ್ಮ ಪೌರಸಂಗತಿದ ಸ್ಥಾನಕ್ಕೆ ನಾನೊಬ್ಬನು ಮೇದುವಾರನಾಗಿ ನಿಲ್ಲುವುದಕ್ಕೆ ಅಪ್ಪಣೆಯಾಗಬೇಕಾಗಿ ಬೇಡುತ್ತೇನೆ :- ಸ್ವಾಮಿ :—

ಸಿ. ಹೊರ್ತಿಂಚಪ್ಪ
ಚಳ್ಳಕೆರೆ :-

ಕಮ್ಮಲಿತ್ತಾಂಕನೋವರ್..

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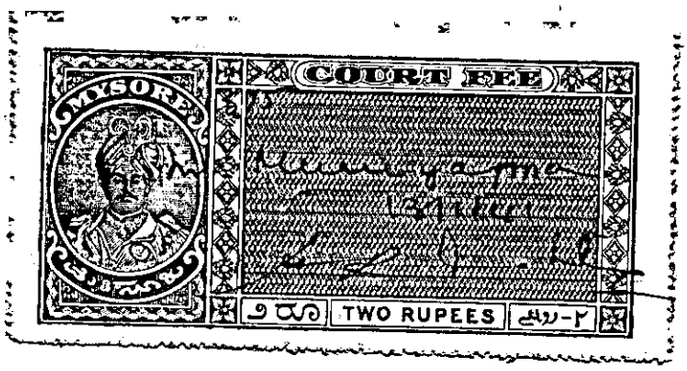
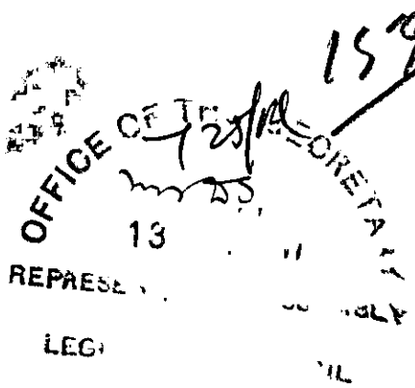




BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

Petitioner: Muniyappa, son of Chikkamuniyappa, (Harijan), residing at C H I C K B A L L A P U R.

Under rule 203 of the Representative Assembly Rules 1940, the petitioner abovenamed begs to state as follows:--

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand as a candidate for the Representative Assembly for the seat reserved for the Depressed Class from the General Constituency in Goribidnur Taluk.

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941 has rejected it on the grounds stated hereunder.

3. Grounds of rejection:-

(a) In the first column he had stated Depressed Class Constituency, Goribidnur Taluk. The contention of the Returning Officer is that he should have stated 'General Constituency reserved for D.C.'.

(b) The Returning Officer contends that the letters D.C. are not mentioned after his name in the voters' list.

(c) The name of the petitioner's father in the voters' list has been mentioned as 'Chinnamuniyappa' and not 'Chikkamuniyappa' as stated in his notice of candidature. It may be pointed out that as far as ground (a) is concerned that no particular words or set of words are to be noted in the first column. The

The words used by the candidate are sufficiently clear and describe the seat which he wants to contest. As far as ground (b) is concerned his name appears in the voters' list of Chikkaballapur Town in which Constituency no seat is reserved for the Depressed Classes and as such the letters D.C., are not noted after the names of the Depressed Class voters in the whole voters list. As far as ground (c) is concerned the word 'Chikka' when translated into Telugu becomes 'Chinna'. In Kolar district both the languages Telugu and Kannada are in vogue and people ~~xxx~~ call the same individual both as Chikka-Muniyappa and Chinna Muniyappa. As such there is absolutely no discrepancy between the voters' list and the notice of candidature.

It is submitted therefore that the Returning Officer was not justified in rejecting the notice of candidature of the petitioner and he has not interpreted the rules in question correctly.

WHEREFORE the petitioner abovenamed prays that the Government may be pleased to interpret the rules in question correctly and while holding that the notice of candidature of the petitioner was valid direct the Returning Officer to admit the same and to proceed according to the rules.

Bangalore, ( ) ಮುನಿಯಪ್ಪ
13th January, 1941. ( )

I, the petitioner abovenamed, do hereby declare that what is stated above is true to the best of my knowledge, information and belief.

Bangalore, ( ) ಮುನಿಯಪ್ಪ
13th January, 1941. ( )

196 RL

160

By Reg'd post
Order
16.1.41

OFFICE ... 10 ... REPRESENTATIVE ASSEMBLY AND LEGISLATIVE ...

Duplicate

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, B A N G A L O R E.

PETITIONER: C. Mahamad Musasab, son of Ibrahimsab, residing in CHELLAKERE.

800

Under rule 203 of the Representative Assembly Rules 1940, the petitioner abovenamed begs to state as follows:-

Date of birth

1. That the petitioner had duly delivered his notice of candidature signifying his intention to stand as a candidate for the Representative Assembly from Jagalur, Molakalmur and Chellakere Taluks (Mahommadan Constituency).

2. That the Returning Officer on scrutinising the petitioner's notice of candidature on 10-1-1941, has erroneously rejected it on the ground stated hereunder. His decision was orally communicated to the petitioner and no endorsement was issued to him in this connection.

3. That the ground taken by the Returning Officer in rejecting the petitioner's notice of candidature is untenable and defeats the purpose of the Government of Mysore Act 1940 and the rules framed thereunder.

4. Ground of rejection: The ground of rejection is that the date of birth is not given in the notice of candidature. The petitioner has given his age and could not give the date of birth as he did not know it. The rules under which the notice of candidature is given are particular about the age of the candidate being not less than 25 years. But no rule makes it

113

it imperative that the exact date of birth should be given.

5. No copy of the notice of candidature was affixed to the Notice Board as contemplated by Rule 94 of the Representative Assembly Rules 1940.

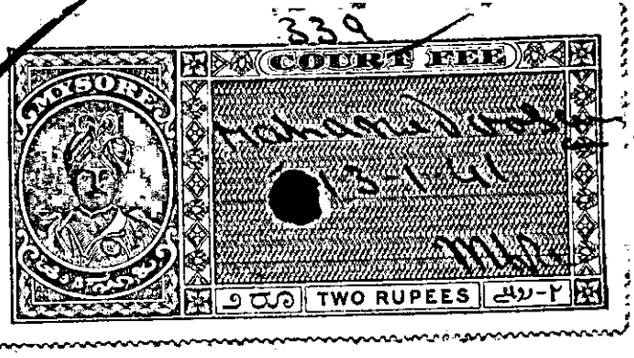
It is submitted therefore that the interpretation of the rules relating to the age and date of birth is not correct and is otherwise untenable.

WHEREFORE the petitioner prays that the Government may be pleased to interpret the rule in question correctly and while holding the petitioner's notice of candidature valid direct the Returning Officer to accept his notice of candidature and to proceed according to the rules.

B a n g a l o r e, (
14th January, 1941. (- - - Ch. Moosa. - - -

I, the petitioner abovenamed, do hereby declare that what is stated above is true to the best of my knowledge, information and belief.

B a n g a l o r e, (Ch. Moosa.
14th January, 1941. (



339

698/RL 161

13/1/41

13 JAN

The Secretary to the Government of His Highness
the Maharaja of Mysore,
Law Department,
Bangalore. 67

Applicant:--Mahomed Usman,
R. A. Member, Harihar.

Sir,

I beg leave to approach Government for a direction to the Sub-Division and Returning Officer of Davangere - Muslim Group Constituency to declare my notice of candidature valid, under the following circumstances:

Date of birth

1. On the due date and hour, I presented my - Notice of Candidature before the Returning Officer duly - completed as required by Rules.

2. On the day of scrutiny, the Returning Officer took objection to my furnishing the exact date of birth, though I had given my age as 35 years.

3. Mahomedans generally do not maintain Horoscopes and, as such, it is impossible to give the exact date of birth.

After all, the purpose of ascertaining the age is only to see if I have not attained the age of 25 years as a qualification prescribed by Rule 23(1)(9). Hence, the Returning Officer ought not to have rejected the notice itself as incomplete, when I had filled up all the columns. He could have rejected my application only if he felt doubt about my having attained the age of 25.

4. The Officer can reject the Notice only if a Candidate is disqualified, or has not delivered the notice in time as laid down in Rule 89, or has failed to comply with the provisions of Rules 92 and 93. I am neither disqualified under any of the provisions of the Act or Rules nor offended any of the provisions of Rules 92 or 93.

6. Under

5. Under these circumstances, the rejection of my Notice is irregular and I pray the Government to be pleased to send for the Notice and declare it valid.

6. As the Returning Officer has to publish the List of Valid Nominations on the 16th, as I have furnished the correct Date of Birth with the sole idea of "giving some imaginary date will be for the encouragement of dishonesty", I pray for a telegraphic instruction to the Officer to STAY THE PUBLICATION, PENDING DECISION OF THE BENIGN GOVERNMENT.

Awaiting the favour of immediate orders,

I begto remain,

Sir,

Your most obedient servant,

13th January 1941.

(R.A. Member.)

8/0 RL

162

OFFICE OF THE SECRETARY
16 JAN 1911
REPRESENTATIVE

The Law Secretary to the Government
Government of Mysore,
Bangalore.

Sir,

Re:- The Candidature application of Mr. D. C. Rudrappa (on Congress ticket) to the -- Chickmagalur Taluq, Representative Assembly, Rural Area.

The undersigned remembers very well the applicant is usually named after D. C. Rudrappa Bin of Veera Bhadrappa Setty, Chickmagalur.

In the ~~xxx~~ original candidature application he writes as " D. C. Rudrappa and this corroborates only to the treasury chellan enclosed by him. But in accordance to the name in the Voters list of this constituency No. 421 reads as follows:- " Rudrappanavaru Bin D. C. Veerabhadrappa Setru " thus the name in the application does not tally with that of the name in the Voters List Number.

Later on in the same voters list there is another number 3051 which reads as " Rudrappasetru Bin Veerabhadrappa Setru: " which the candidate has not disclosed in the application form since he must have found himself doubtful.

Hence this is an instance which must have been rejected on the ground of the difference of name in the application ~~form~~ tothat of Voters list; as was done in similar cases in this and other Constituencies.

Soliciting the favour of necessary early orders.

Thanking~~xxx~~ you,

Yours faithfully,

953/41

No. C 3534/one.

Vasantha Mahal,
Mysore, 19th January 1941.

169

FROM

SIR CHARLES TODHUNTER, K.C.S.I., J.P.,
Private Secretary to His Highness
the Maharaja of Mysore.

CHIEF SECRETARY RA To 20 JAN 1941 GOVT OF MYSORE.

The Chief Secretary to the Government
of His Highness the Maharaja of Mysore,
Bangalore.

Mr. D.S

Sir,

I am desired to forward herewith for favour of disposal a telegram dated the 16th instant received from one Ranga Rao and three others of Chitaldrug making allegations of injustice in the election to the Assembly and Council.

I have the honour to be,
Sir,
Your most obedient servant,

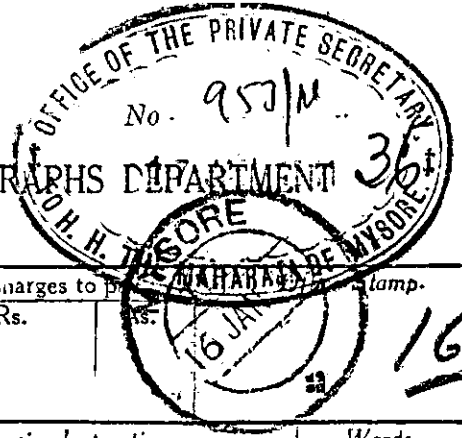
G Todhunter

Private Secretary.

MRS.

C.

INDIAN POSTS AND TELEGRAPHS DEPARTMENT



36

NOTICE

This form must accompany any inquiry made respecting this Telegram.

Charges to pay Rs. ... As. ... Stamp.

164

Handed in at (Office of Origin) Date Hour. Minute. Service Instructions. Words.

Mysore 16 1 25 30

TO His Highness Maharaja of Mysore

Recd. here at ... H. ... M.

Namadu council Elections Sovereign
injustice in name of God and
Justice pray interfere under Section
17 of grant regulation act 1940

= Rangarao Venkatarao
= Rappa Ghyana malla
= Pal Kallehara Appa

N. B.—The name of the Sender, if telegraphed, is written after the text.

Lal Chand & Sons, Printers, Calcutta—2993 (B-255)—24-1-40—80,000 Blks.

953/RQ

No. C 3534/one.

Vasantha Mahal,
Mysore, 19th January 1941.

169

FROM

SIR CHARLES TODHUNTER, K.C.S.I., J.P.,
Private Secretary to His Highness
the Maharaja of Mysore.

CHIEF SECRETARY RA To 20 JAN 1941 GOVT OF MYSORE.

The Chief Secretary to the Government
of His Highness the Maharaja of Mysore,
Bangalore.

Mr. D.S

Sir,

I am desired to forward herewith for favour of disposal a telegram dated the 16th instant received from one Ranga Rao and three others of Chitaldrug making allegations of injustice in the election to the Assembly and Council.

I have the honour to be,
Sir,
Your most obedient servant,

G Todhunter

Private Secretary.

MRS.

S 10 RL.

165-

No. 3380/one

Mysore,
14th January 1941.

OFFICE OF THE SECRETARY
15 JAN. 1941
REPRESENTATIVE ASSEMBLY
AND
LEGISLATIVE COUNCIL

CHIEF SECRETARY
15. JAN. 1941
GOVT. OF MYSORE.

From

SIR CHARLES TODHUNTER, K.C.S.I.,
Private Secretary to His Highness
the Maharaja of Mysore.

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
B a n g a l o r e.

Sir,

I am desired to forward herewith, for favour of disposal, a telegram from Mr. Kallingappa of Jagalur complaining about the rejection of his candidature for election to the Representative Assembly.

I have the honour to be,
Sir,
Your most obedient servant,

Private Secretary.

BNR

697/RP

166

No. C.3356

Encl. one Telegram.

Vasantha Mahal,
Mysore, 12th January 1941.

FROM

SIR CHARLES TODHUNTER, K.C.S.I., J.P.,
Private Secretary to His Highness
the Maharaja of Mysore.
Mysore.

To

The Chief Secretary to the Government
of His Highness the Maharaja of Mysore,
Bangalore.

RECEIVED 13 JAN. 1941 GOVT. OF MYSORE.

OFFICE OF THE SECRETARY
13 JAN. 1941
REPRESENTATIVE ASSEMBLY
AND
LEGISLATIVE COUNCIL

Sir,

I am desired to send herewith, for favour of disposal, five telegrams addressed to His Highness the Maharaja from Messrs G.Channamallappa, Moosa, G.V.Rushabhendrappa, Kamareddy Saranappa and Abdul Rahim of Chitaldrug, alleging that some candidature to the Representative Assembly has been unjustly rejected.

I have the honour to be,

Sir,

Your most obedient servant,

Private Secretary
to H.H.the Maharaja of Mysore.

RKS

952/RR

167

No. C. 3524

Encl. one.

Mysore,

19th January 1941.

FROM

SIR CHARLES TODHUNTER, K.C.S.I., J.P.,
Private Secretary to His Highness
the Maharaja of Mysore.

CHIEF SECRETARY 20 JAN 1941 GOVT OF MYSORE

29

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Bangalore.

Sir,

I am desired to forward herewith for favour of disposal a telegram dated the 17th instant received from Mr. Katte Mallappa of Holalkere complaining against the rejection of his candidature in connection with the coming elections.

The reply paid voucher received from the party has been returned to him.

I have the honour to be,

Sir,

Your most obedient servant,

Private Secretary.

BNR

952/41

C. INDIAN POSTS AND TELEGRAPHS DEPARTMENT

168

NOTICE.

This form must accompany any inquiry made respecting this Telegram.

Charges to pay. Rs. As.

Office Stamp. MYSORE JAN 41

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.
Kodakere	17	9	55		38

TO Reply paid His Highness Maharaja Mysore

Recd. here at 10/8 H. M.

My petition for r' a Independent party candidature rejected birth date wanting My yadava Community Unrepresented pray reconsideration and instructing returning officer for election

- Kate Mallappa Vicepresident and District Board Member.

N. B.—The name of the Sender, if telegraphed, is written after the text.

Lal Chand & Sons, Printers, Calcutta—2998 (B-255)—24-1-40—80,000 Bks.

No. C. 3503
Encl. one.

Vasantha Mahal,
Mysore,
16th January 1941.

169

FROM

SIR CHARLES TODHUNTER, K.C.S.I., J.P.,
Private Secretary to His Highness
the Maharaja of Mysore.

To

The Chief Secretary to the Government
of His Highness the Maharaja of Mysore,
Bangalore.

OFFICE OF THE SECRETARY

Sir,

I am desired to forward herewith for favour of disposal a telegram from Mr.T.Abban Sheriff of Challakere complaining against the rejection of his candidature for election to the Legislative Council.

I have the honour to be,
Sir
Your most obedient servant,

Private Secretary.

MRS.

C.

INDIAN POSTS AND TELEGRAPHS DEPARTMENT

OFFICE OF THE PRIVATE SECRETARY TO H.H. THE MAHARAJA OF MYSORE

MYSORE TEL. JAN 41

No. ( )

NOTICE

This form must accompany any inquiry made respecting this Telegram.

Charges to pay. Rs. As.

Office Stamp

Handed in at (Office of Origin)	Date.	Hour.	Minute.	Service Instructions.	Words.
Challakere	15	11	15		20

TO

Recd. here at

H. H. Maharaja Mysore

Incabable unjustice assembly Candidature rejected Silly ground reforms Instigated pray interference redders grievance

-Malavalli.

N. B.—The name of the Sender, if telegraphed, is written after the text.

Lal Chand & Sons, Printers, Calcutta—2998 (B-255)—24-1-40—80,000 Blks.

950/RE

SP 178

935RL

No. 3296/Encl

THE PALACE, MYSORE.

15th January 1940

171

the Huzur Secretaryto

The petition, of which particulars are given below, to/His Highness the Maharaja, is forwarded with compliments for favour of disposal.

To

The Chief Secretary to the Government
of H. H. the Maharaja of Mysore,
Bangalore.

CHIEF SECRETARY. 17. JAN. 1941 GOVT. OF MYSORE.

By Order,

For *Huzur Secretary*
to H. H. the Maharaja of Mysore.

No. P 465 of 40-41

Telegram dated 13-1-1941, from Mr Abdulrahim, Merchant and Municipal Councillor, Chitaldrug, requesting redress of certain grievances of the Muslim Community, in connection with the elections to the Assembly.

INDIAN POSTS AND TELEGRAPHS DEPARTMENT

42

NOTICE	Charges to pay. Rs.	As.
This form must accompany any inquiry made respecting this Telegram.		

Office Stamp: 15 JAN 17

172

Handed in at Office of Origin: Calcutta | Date: 13/1/17 | Hour: | Minute: | Service Instructions. | Words. 33

Recd. here at 14 H. 35 M.

TO

Deece Mysore —

Nearly nine percent muslims no horoscope birth date reference if insisted disqualifies most muslims Thirteen of Sixteen assembly candidatures rejected — grave injustice to community Pray redress grievance Abdul rahim merchant Mysore

N. B.—The name of the Sender, if telegraphed, is written after the text.

Lal Chand & Sons, Printers, Calcutta—2998 (B-255)—24-1-17—30,000 Bks.

173 1008/R2

OFFICE OF THE DEWAN OF MYSORE,

Pct. No. 2123

Dated, 22.1.1941

The accompanying petition addressed to the Dewan is forwarded, with compliments, to the Secretary to Government Laws Department,

for favour of disposal

SECY. LAW DEPT. 24 JAN. 1941 GOVT OF MYSORE

R.A.L.C Section

OFFICE OF THE SECRETARY 24 JAN. 1941

By Order,

C. Narayanaswamy
Private Secretary to the Dewan.

Submitted

An endorsement has already been issued to the petitioner that Govt cannot interfere with the decisions of the Returning Officers in the matter of the rejection of the nomination papers. Connected file is returned herewith.

DR 1/2/41

Mew 3/2

From. Moulvi Sna Abul Hassan.,
Care of Mufeede-Am-Book Depot,
General Bazar,
Mysore.

D.1008/RL

MYSORE.
17-1-1941.

174

OFFICE OF THE DIWAN

Date 22.1.41

Petn: &c. 2123

To

The Dewan Saheb of Mysore,

Bangalore.

****

Respected Sir,

I humbly beg to submit the following few lines to your benign consideration and favourable orders thereon.

There were four candidates for the Mohamedan Constituancy of the Chickballapur Group, Kolar District, but all the Four notices of Candidature have been rejected by the Returning Officer for some reason or the other; and mine is also one of them The objections raised with regard to my application are:-

(1) That the age is not entered therein (though the correct date of birth has been entered)

(2) That I am serving as a whole-time Persian Munshi in the Maharaja's College, Mysore.

For the above said objections which have been raised, I beg to explain that in (1) the correct date of Birth has been entered, (2) I have been serving only as a part-time Munshi, but not as a whole -time servant. This can be made out of a reference to the University.

Further, there is no objection for a part time worker to appear as a candidate as per the R.A. Rules of 1940 Section 14 (1) (a). (page 39).

Under the above circumstances, I once more humbly request you to kindly reconsider my case and approve my notice of candidature which has been rejected on account of the reasons that are of little importance,

I beg to remain,
Sir,
Your most obedient servant,

Shah Abul Hasan

10

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General & Revenue Secretariat,

No; Bangalore, Dated,

ENDORSEMENT.

Granted to

With reference to his petition dated..... complaining that his notice of candidature to the Representative Assembly/Legislative Council had been rejected by the Returning Officer, Mr..... is informed that Government cannot, under the Rules, interfere in the matter.

By Order,

Secretary to Government,
Law Department.

HKR/

Name of the candidate.	District and the constituency.	~~Forms~~ Grounds of rejection.	Remarks.	~~Orders.~~
Mr.P.Sitharamiah, Advocate, Mysore.	Mandya District (L.C.)	For not having given the ~~exact~~ date of birth.	As per L.C.rules no appeal ~~has~~ lies to Government except an election suit against the returned candidate under Rule 151 (1)(a) of the L.C.Rules.	Not a material defect. p.540 para 2 of Ramakchand's Law & Practice of Elections & Election Petitions.
Mr.Patel Malle Gowda.	Maddur taluk Rural constituency, (R.A.)	-do-	As per R.A.Rules there is no appeal to Government against the orders of the Returning Officer except an election suit under Sec.171 (1) (a) of the R.A. Rules.	-do-
Mr. S.K.Siddegowda.	Krishnarajpet Taluk (Rural) R.A.	-do-	-do-	-do-
Mr. Subbiah.	Malavalli Town (urban constituency) R.A.	-do-	-do-	
Mr.K.H.Kapiniah.	French Rocks Taluk R.A.	-do-	-do-	-do-
Mr.Karighattegowda.	S. Parkam ~~Sakrepatna~~ Rural (R.A.)	-do-	-do-	-do-
Mr.Y.C.Mariappa.	French Rocks Rural area (R.A.)	-do-	-do-	-do-
Mr.P.Venkatagiriah.	Mandya (Urban area) R.A.	Not giving the ~~exact~~ date of birth and for having noted t the constituency in column (1) instead of in column (7).	-do-	-do-

9. Mr.Jayariah Gowda.	Mandya Rural (R.A.)	For not giving the exact date of birth and for having noted the constituency in column (1) instead of in column (7)	As per R.A.Rules there is no appeal to Government against the orders of the Returning Officer except an election suit under sec.171 (1)(a) of the R.A. Rules.	
10. Mr.B.Ramiya.	S.Palam Sakrepatna Urban(R.A.)	In column (6) for having mentioned "Brahmin" in addition to mentioning general constituency.	-do-	Does not invalidate. p.542. of the same book
11. Mrs.Thayamma Veerahna Gowda.	Mandya District Women's constituency (R.A.)	Not being a resident of the constituency.	-do-	Her name is the Electoral Roll. a resident of Maddur. The rejection does not seem proper.
12. Mr.Marisami Gowda.	Maddur taluk Rural (R.A.)	not given the exact date of birth.	-do-	
13. Mr. Abdul Khader Saheb.	Mandya cum Malavalli cum Maddur Muslim constituency (R.A.)	-do-	-do-	p.540.
		CHITALDRUG DISTRICT.		
14. Mr.G.Veerappa.	Davangere Urban (R.A.)	not given the exact date of birth.	-do-	
15. Mr.Marukal Murigappa (telegram).	Harihar (R.A.)	-do-	-do-	
16. Mr.Abdul Rahim.	Chitaldrug (R.A.)	-do-	-do-	
17. Mr.S.Veerabasappa (telegram)	Chitaldrug District constituency (L.C.)	For not giving the exact date of birth.	-do-	
18. Mr.K.Rangappa. " Narayanappa (?) (telegram)	Holalkere (Rural) (R.A.).	-do-	-do-	

19. Mr. Gowdahalli Lasappa (telegram)	Holalkere Rural (R.A.)	for not giving the ~~exact~~ date of ~~birth~~ birth.	As per R.A.Rules there is no appeal to Government against the orders of the Returning Officer except an election suit under sec.171 (1)(a) of the R.A. Rules.
20. Mr.Kenchappa (telegram)	Holalkere Rural (R.A.)	-do-	-do-
21. Mr.Pandrapalli Hanumanthappa (telegram)	Chitaldrug (L.C.)	-do-	As per L.C.Rules no appeal lies to Government ~~exception~~ an election suit against the returned candidate under Rule 151 (1)(a) of the L.C.Rules.
22. Mr.G.M.Jambulingiah (telegram)	Holalkere.	-do-	-do-
23. Mr.Ranga Rao.	Chitaldrug.	-do-	-do-
24. Mr.Gursiddappa. (telegram)	-do-	-do-	-do-
25. Mr.Marulappala Lingappa (telegram)	Holalkere.	-do-	-do-
26. Mr.G.Puttappa.	Harihar.	-do-	-do-
27. Mr.Venkatranga Setty and Mr.Keshava Murthy (telegram)	Hassan.	States that the Returning Officer has wrongly noted timings on the Notices of Candidature.	-do-
	KOLAR DISTRICT.		
28. Mr.Jwalniah.	Goribidnur Taluk Rural (R.A.)	For having stated in denomination column 'Hindu' instead of general ~~constituency~~ communis.	-do-

-p.520

-do-

-do-

-do-

29. Mr. Jayaraja char.	Malur Taluk.	(1) For not giving the ~~exact~~ date of birth.		
		(2) In column (6) for having mentioned 'Hindu' instead of general ~~constituency~~.	-do-	Not material p.542.
30. Mr.T.S.Sampathkumaran.	Chickballapur Taluk Rural (R.A.)	For stating in column 6 as Hindu instead of general ~~constituency~~.	-do-	

BANGALORE DISTRICT.

31. Mr.Baragur Thimma.	Nelamangala Taluk Depressed Class Rural (R.A.).	For not giving the ~~exact~~ date of birth.	-do-	
32. Mr.T.Abdul Rahman Khan.	Chennapatna cum Kankanhalli constituency.	For having presented notices of candidature after 3 P.M. on the 2nd of January 1941.	Notices of candidature to be presented between 11 A.M. 3 P.M. before 3rd January 1941 and not during any other time.	Not correct. The ~~application~~ notice can be deemed to have been presented on the next date.
33. Mr. B. Gange Gowda.	Nelamangala taluk (Rural).	For not giving the ~~exact~~ date of birth.	No appeal lies to Government from orders of the Returning Officer.	— p.520.

180/

940/RL

Law-Sec
16/1/41

OFFICE OF THE
FIRST
JAN 16 1941

To

The Dewan to the Government of
His Highness The Maharaja of Mysore,
Bangalore.

Petitioner:- M. Ramadas,
Residing in Hiriyur Village,
Hiriyur Taluk,
(Chitaldrug Dist.)

Duplicate

Honoured Sir,

I, the Petitioner named above, most respectfully beg to state and pray as follows:--

1. I beg to submit that, for the Hiriyur Rural Constituency of the ensuing R.A. Elections, I submitted my petition of Candidature on 8-2-1941, in my independent capacity, in the proper Form, after remitting the requisite Fee in this behalf. At the time when I submitted my above Application to the concerned Returning Officer, I personally stood before him and requested him, "Sir, should there be any mistakes in my Application, I beg to be apprised of the same and thus I may be enabled to rectify the errors, if any, therein then and there." To this, the said Officer went through my petition once or twice, and assured me that there were no mistakes.

2. Upon the said assurance, Sir, I went about my canvassing towards the Electioneering Campaign. On Friday the 10th instant, the Scrutiny had been arranged, and, since I was ill at the time, I was not able to present myself at the Scrutiny occasion personally, but sent my Agent for the purpose.

3. Upon

3. Upon the discussions and arguments, which took place on the 10th instant in the very presence of the said Returning Officer, he was pleased to give no decision at all on my case, and as such no declaration was given then.

4. I, for my part, went to the house of the said Returning Officer by about 7 o'clock in the night of the 10th instant, and had a talk with him about the affair, in the course whereof I was told by him that he had not declared anything in the matter and that, as a counter to the Takarars or objections raised by my Opponents, I may submit my written Counter-petition the next day (on 11-1-41), which, he promised, would be included into the Scrutiny Record, upon which he said he would paste his Declaration on the Notice Board by 3 P.M. on that day (i.e., 11-1-41). He continued in a mild and persuasive tone that, in each and every application there are bound to be small and insignificant errors, which, he assured, may not be made much of in all the instances; this, of course, pleased me to a considerable extent. On the morning of the 11th instant, I approached him at his residence and told him that I would personally go to his Office at the Office time when he himself would be pleased to go there, and present my Counter-Statement. Thereupon, the Returning Officer assumed a different colour and, in an angry tone, told me that no more Statements would be taken from me, which was contrary to the assurance given to me by him alone the previous night. I then submissively asked him as to how his decision about my case was, to which he replied in anything but a respectful attitude that I may read his Decision on the Notice Board itself by 3 P.M. on that day. Since I was not doing well, I had sent my Agent to look into the Notice Board, but was told late in the evening that nothing pertaining to the Election Declaration had been put up on the Notice Board until 6 P.M. on that day.

5. After

5. After the Returning Officer returned to his house, myself and my Agent went to wait upon him in order to learn about how my case stood, and were waiting for this purpose in the Front Verandah of his house. At that time, Sir, there were some very interesting talks going on in the inside of the Officer's house, which it will be better not to relate.

6. While we were thus sitting in waiting in the front verandah of the Returning Officer's house, the Officer came to know about our presence through his Cook, and, coming to us in an unduly hurried attitude, took us into the Office Room, and demanded of us in a rather angry tone as to why we had gone to him. He continued by saying that he had cancelled all the names, including mine, and had declared valid the names of only two candidates whose applications were good and in proper form.

7. I, thereupon, requested him to let me know the reason for such consideration by him of my application, to which he replied that there are no rules dictating him to disclose the why and wherefore of the decision he had arrived at, and that he could not even give me a copy of his decision so arrived at, observing in continuation that we have got no opportunity to go in Appeal against the Returning Officer's orders, as per the present Rules, etc. Lastly, he, as though in spite, concluded by saying that I was rather a hasty man and that I would gain nothing by my attitude and by listening to third parties' versions in anything, and that if, out of the present Election ignorance on our part of the present Election Rules, we should persist in our campaign, we will be simply losing our money, etc.

8. To that, Sir, I replied him that I was always prepared to abide by his advice in this connection and that

I

I will rest contented once for all If I should be kindly - conferred with the grant of a Copy of his Order in support of his rejecting my candidature. I continued, pointing out to him, that there were certainly more and more glaring mistakes or errors in the cases of the applications of those - who have been declared by him as good and valid. To this, he curtly told me that I had no business or voice to question him about his doings.

9. From what I came to know, Sir, there may be the (though small & negligible) mistake/in my application in the form of my not having furnished my date of birth. This mistake, I submit, is such as will yield itself to rectification either today or tomorrow. But, all the same, I have got my own misgivings as to whether at all I can x get at the exact date of my birth, and this error on my part, consequently, may become irremediable. But, all the same, I pray that this very slight and negligible mistake may kindly be condoned, in consideration of the very - important affair of the Elections (which is of stupendous significance).

10. I further beg to submit by saying a few words about the nature of the duties I wish to do both to my Sovereign and Country, should I succeed in my Elections. I have got a very strong desire to suppress and trample down all activities in the State which purport to bring down the prestige of the Government of the Model State in any form whatsoever, and spread the tenets of Loyalty and Devotion to the Ruling Power. This is my principal ambition in life.

Under the aforementioned circumstances, I most respectfully pray that Your Honour may be graciously pleased to come to my succour at this juncture by affording me the facilities to work up my above programme in the Assembly and thus

educate

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educate the public mind ~~from~~ against their present notions of Disloyalty, etc., from and through the Assembly, for which purpose, Sir, I stand in need of your gracious orders by granting me the revival of my Right of Candidature, which has now been cancelled by the said Returning Officer, Hiriyur Taluk, for absolutely no serious fault of mine. I pray, therefore, that Your Honour may be pleased to pass necessary orders to the Returning Officer directing him to revive my name to the Election List, after-duly cancelling his present Order removing my name therefrom, and thus give me opportunity to serve the cause of our Beloved Sovereign and the Model State of Mysore under His Highness' Rulership, for which act of timely help and Grace, we all shall ever pray for Your Honour's long life, sound health and perpetual prosperity.

I beg to remain,
Honoured Sir,
Your most obedient servant,

M Venkata C. S.

PETITIONER.

Bangalore,
16th Jany., 1941.

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C.

INDIAN POSTS AND TELEGRAPHS DEPARTMENT

No.....

OFFICE OF THE PRIVATE SECRETARY TO H. H. THE MAHARAJA OF MYSORE.

14. JAN. 1941

MYSORE Office Stamp. 13 JAN. 41

This form must accompany any inquiry made respecting this Telegram.

Charges to pay.

Rs.	As.
Deprocate	

Handed in at (Office of Origin)	Date.	Hour.	Minute.	Service Instructions.	Words.
Jagalur	12	9	20		27

TO His Highness

Recd. here at 10 H. 3 M.

The Maharaja of Mysore

Grave injustice assembly Candidature rejected Reforms frustrated Army interference Hold personal Enquiry restore candidature

Kallingappa

N. B.—The name of the Sender, if telegraphed, is written after the text.

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OFFICE OF THE ... SECRETARIES

835-RL
171

C. RA. R.
15 JAN 1941
MYSORE

INDIAN POSTS AND TELEGRAPHS DEPARTMENT

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NOTICE

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Rs.	As.

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.
Challakere	15	14	47	Rcdtd fm B.C	19

TO Cheese Bg

Recd. here at 16/20 H. M.

= Assembly candidature rejected flimsy ground without birthdate age mentioned pray restore

= T Abdanstariff.

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(Class) INDIAN POSTS AND TELEGRAPHS DEPARTMENT 59
Prefix. Code

Recd. from	Sent at H. M.	Office Stamp
By	To	
	By	

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.

TO

Recd. here at H. M.

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INDIAN POSTS AND TELEGRAPHS DEPARTMENT

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Rs.	As.

Office Stamp.

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.
Chitaldroog	10	17	30		21

TO

Chesek Bangalore City

Recd. here at 18 H. 18 M.

Legislative candidature notices rejected flimsy ground birth date not given though age mentioned pray restoration

S Veerabasappa

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Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.
Holalkere	4	6	15		23

TO

Recd. here at 9 H. 33 M.

Chesee Bangalore =

assembly candidature notice unjustly rejected flimsy ground birth date not given though age given pray restoration =

K Rangappa Narayanago = Holalkere

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NOTICE.
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Charges to pay.	
Rs.	As.
—	—

Office Stamp.

Handed in at (Office of Origin)	Date.	Hour.	Minute.	Service Instructions.	Words
Holalkere	11	9	25		23

TO Chesee Bangalore

Recd. here at 9 H. 20 M.

Assembly candidature notice unjustly rejected flimsy ground birth date not given though age given pray restoration

Gowdihalli Dasappa
Ramagiri
holalkere

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Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.
Holalkere	11	9	15		22

TO

Recd. here at 9 H. 22 M.

Chesec Bangalore

Hm 11/11/41 Assembly candidature notice unjustly rejected flimsy ground birth date not given though age given pray restoration = Kenchappa Doggunahalli Holalkere

OFFICE

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Office Stamp.

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.
Hanihar	11	9	30		22

Recd. here at 10 H. M.

TO

Chesec Bangalore C.

Candidatures unjustly rejected
films seven ground birth date
not given though age given
pay restoration urgently

Haruka Murigeppa

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C. INDIAN POSTS AND TELEGRAPHS DEPARTMENT 135

CHIEF SECRETARY 15 JAN 1941 MYSORE

OFFICE OF THE SECRETARY 15 JAN 1941

NOTICE

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REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL

Office Stamp. 17 JAN 41 BANGALORE

BTL 6

Handed in at (Office of Origin)	Date.	Hour.	Minute.	Service Instructions.	Words.
Chitaldroog	15				28

Recd. here at H. M.

TO Cheiec Bangalore city

Siddaramanaks council candidature stating denomination hundu d h Chandrasekhariah stating hunda veerasaiva accepted gurusiddappa -s chitaldroog taluk assembly candidature stating veerasaiva.

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Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.
Chitaldroog	11	8	45		9

TO

Recd. here at 9 H. 5 M.

RA. HLC
11/11/41

Thesec Bangalore city

11/11/41

Hm 11/11/41 assembly candidature rejected
only by birth date not given.
Through age given pray restoration
Pandrapalli
hanumantappa

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Rs.	As.

Page 2

Office Stamp

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.

TO

Recd. here at H. M.

rejected if stating general
community assisted pray
inform interpretation instruct
cancellation above candidatures
= Bheemappanaik.

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C. O INDIAN POSTS AND TELEGRAPHS DEPARTMENT

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Rs.	As.

MANGALORE JUNCTION

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.
Kota Kere	4	4	15		24

Recd. here at	9	H.	27	M.

TO

R.C. Chesee Bongalore

24. R.C. 11/11/41

Hm 11/11/41

assembly candidature notice unjustly rejected flimsy ground birth dates not given Though age given pray restoration —

G. M. Jambutingaiah

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Office Stamp.

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.
Chitaldroog	11	8	45		18

TO Rt. Hon. C. Rajagopalachari Bangalore City

Recd. here at 9/5 H. M.

11/11/41 3 11/11/41

Assembly candidature unjustly rejected birth date not given through age given pray restoration Rangaraj

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BANGALORE JAN 4

NOTICE.
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Office Stamp.

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.
Chitaldrug	11	8	30		10

TO

Recd. here at 9 H. 4 M.

Chesec Bangalore City

11/1/41

Assembly candidature rejected unjustly birth date not given though age given pray restoration = Gurusiddappa.

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Charges Rs. | Office Stamp.

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.
Holalkere	11	9	15		23

TO

Recd. here at 9 H. 30 M.

Chesec Bangalore

Assembly candidature notice unjustly rejected flimsy ground birth date not given Though age given pray restoration =

Marulappala Lingappa Karahalli Holalkere

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Office Stamp.

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.
Harihar	11	9	30		22

Recd. here at 10 H. 0 M.

TO Chiefsec R.A.H.C. Bangalore City

Hm 11/11/41 11/11/41 m 11/11

Candidature unjustly rejected slims seven ground birth date not given though age given stay restoration urgently

by Guttappa

OFFICE

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INDIAN POSTS AND TELEGRAPHS DEPARTMENT

No.

OFFICE OF THE PRIVATE SECRETARY TO H.H. THE MAHARAJA OF MYSORE

2 JAN 1941

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Office Stamp.

TEL. 11 JAN 41

NOTICE

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Handed in at (Office of Origin)	Date.	Hour.	Minute	Service Instructions.	Words.
Hoskotte	11	15	00		21

Recd. here at 17 H. 28 M.

TO His Highness Maharaja Mysore

Assembly candidature rejected ground illiteracy + thought age given birth date not given pray restore 2 Kamareddy Saranaj

+ Though age given pray

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INDIAN POSTS AND TELEGRAPHS DEPARTMENT

No. 5

OFFICE OF THE PRIVATE SECRETARY TO H.H. THE MAHARAJA OF MYSORE
12 JAN 1941

NOTICE

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Charges to pay Rs.

Office Stamp

MYSORE TEL 11 JAN 4

Handed in at (Office of Origin)	Date.	Hour.	Minute.	Service Instructions.	Words.
Chitaldroog	11	16	15		20

TO

Rcvd. here at 16/40 H. M.

His Highness Maharaja Mysore

Incalculable injustice assembly candida-ture rejected silly grounds reforms frustrated pray interference redress grievance

G. V. Rushalkendrappa

N. B.—The name of the Sender, if telegraphed, is written after the text.

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Office Stamp.

OFFICE OF THE PRIVATE SECRETARY TO H.H. THE MAHARAJA OF MYSORE — MYSORE — 11 JAN

Handed in at (Office of Origin)	Date.	Hour.	Minute.	Service Instructions.	Words.
Chitaldroog	11	15	50		18

TO

Rcvd. here at 16 37 H. M.

His Highness Maharaja
Mysore

Assembly Candidature rejected
Silly Ground Grave injustice
reforms frustrated pray redress
Grievance —Abdulrahim—

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INDIAN POSTS AND TELEGRAPHS DEPARTMENT

No.....

OFFICE OF THE PRIVATE SECRETARY TO H.H. THE MAHARAJA OF MYSORE

Office Stamp.

NOTICE.

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Charges to Dav.

Rs. As.

Handed in at (Office of Origin)	Date.	Hour.	Minute.	Service Instructions.	Words.
Chitaldrug	11	16	15		19

TO

Rcvd. here at 16 41 M.

His Highness Maharaja Mysore

Incalculable injustice assembly

Candidature rejected Silly Ground

reforms frustrated pray interference

redress grievance

Moosa

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INDIAN POSTS AND TELEGRAPHS DEPARTMENT

OFFICE OF THE PRIVATE SECRETARY
No.
MYSORE
12 JAN
Office Stamp
11 JAN
TO H.H. THE MAHARAJA OF MYSORE

NOTICE

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Handed in at (Office of Origin)	Date.	Hour.	Minute.	Service Instructions.	Words.
Chitaldroog	11	15	55		20

TO

Rcvd. here at 16/30 M.

His Highness Maharaja
Mysore

Incalculable injustice assembly candidature
rejected Silly ground reforms frustrated
pray interference redress grievance
— G. Channamallappa —

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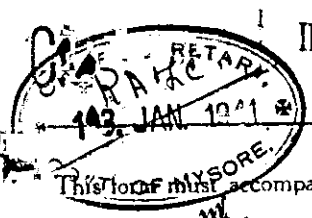

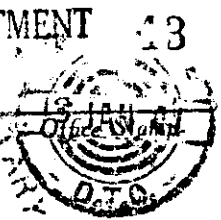

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13/1 JANUARY 71

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.
Jagalur	13	9	30	LEGISLATIVE	19

Recd. here at 10 H. 15 M.

TO CheSec Bangalore city

= Assembly candidature rejected flimsy ground birth date not given though age given. pray restore

= Kallingappa T

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INDIAN POSTS AND TELEGRAPHS DEPARTMENT

CHIEF SECRETARY. 1 JAN. 19 GOVT. OF MYSORE.
OFFICE OF THE SECRETARY TO THE GOVERNMENT OF BOMBAY

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REPRESENTATIVE ASSEMBLY AND COUNCIL

Handed in at (Office of Origin)	Date.	Hour.	Minute.	Service Instructions.	Words.
Mahatmagandhi	11	15	20	Ruthlu Urgc	23

Recd. here at ( ) H. 5 57 M.

TO

Shree Bangalore =

Assembly candidature rejected ground illness death not given thought urge from Army. restore =

Bhuru C. Bengra

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T. C. INDIAN POSTS AND TELEGRAPHS DEPARTMENT 185

CHIEF 11. JAN 1941 GOVT. OF MYSORE.

NOTICE

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OFFICE OF THE REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL

Office Stamp.

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words
Davangere	11	14	45		25 24

TO Chesec Bangalore

Recd. there at 14 H. 50 M.

= assembly candidature = notice unjustly rejected flimsy ground. birth date not given though age given pray restoration = r p palakshan merchant do.

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INDIAN POSTS AND TELEGRAPHS DEPARTMENT

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Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.
Chitaldroog	11	15	55		20

TO

Recd. here at 16 H. 10 M.

Chesee Bangalore city =-
-Assembly candidature rejected
flimsy ground birth date not given
though age given pray restore =
G Channamallappa

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Rs.	As.

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words
Chitaldroog	11	16	-	-	26

TO

Recd. here at 16 H. 10 M.

Chesee Bangalore city =

Assembly candidature rejected flimsy ground birthdate not given though age given pray restore =

G Virushabendrappa

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C. INDIAN POSTS AND TELEGRAPHS DEPARTMENT 131

NOTICE

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Charges to pay. Rs.

Office Stamp.

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words
Davangere	11	14	45		21

TO Chesec Bangalore

Recd. here at 14 H. 50 M.

assembly candidature applicat
=on unjustly rejected flimsy
ground birth date not
given though age given
pray restoration
= anaberi Kenchappa

N. B.—The name of the Sender, if telegraphed is written after the text.

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INDIAN POSTS AND TELEGRAPHS DEPARTMENT

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OFFICE OF THE SECRETARY

13 JAN. 1941

REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words
Chitaldroog	11	16			19

Recd. here at 16 H. 16 M.

TO

Chesee Bangalore city

assembly candidature rejected flimsy ground birth date not given through age given pray restore=

Moosa.

N. B.—The name of the Sender, if telegraphed, is written after the text.

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Office Stamp

BANGALORE CITY JAN 14 D.T.O.

Handed in at (Office of Origin)	Date	Hour	Minute.	Service Instructions.	Words.
Chitaldroog	13	14	5		34

TO Desec Bangalore city

Recd. here at 14 H. 6 M.

= Ninetynine percent muslims no horoscope birth date reference if inserted disqualifies most musturns thirteen sixteen assembly candidatures rejected grave injustice to community pray redress grievance = Abdulrahim Merchant Municipal Councillor.

N. B.—The name of the Sender, if telegraphed, is written after the text.

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C. [illegible] INDIAN POSTS AND TELEGRAPHS DEPARTMENT.

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LEGISLATIVE COUNCIL

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.
Hassan	10		8/25		30

Recd. here at 8/40 M.

TO Chisec Bangalore —

Manjarabad returning officer illegally refused marking presentation timings on candidates notices candidate dharmappa presented after time but presentation noted one thirty pm petition follows = Boramnagowda Congress Hassan =

N. B.—The name of the Sender, if telegraphed, is written after the text.

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OFFICE OF THE SECRET... D.S.

INDIAN POSTS AND TELEGRAPHS DEPARTMENT

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Office Stamp.

Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words
					57

Recd. here at H. M.

TO The Secretary

Representative assembly Bangalore

= Congress candidature applications

messrs B. Venkataramaiya ...ctly add

K Keshavamurthy reg general const

- ituencies in arkalgud ... rejected

by the returning officer as per rule

a para ...

P.S. The name of the Sender, if telegraphed, is written after the text.

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INDIAN PO[redacted]MENT

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Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words
		16	40		

TO

Recd. here at 17/45 M.

govt for reconsideration by the congress candidates prayed in further consideration against rule, may be allowed

= K. Venkataramaiah Koneru.

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C. INDIAN POSTS AND TELEGRAPHS DEPARTMENT 216

NOTICE

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Handed in at (Office of Origin).	Date.	Hour.	Minute.	Service Instructions.	Words.
Hassan	10.	8	25		24

TO Chiefe Bangalore —

Arkalgud returning officer has wrongly noted presentation timings has disregarded law and procedure pray relief petition follows venkatarangasetty Kesavamurthy candidates.

= Konanur =

N. B.—The name of the Sender, if telegraphed, is written after the text.

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Office

Handed in at (Office of Origin)	Date.	Hour.	Minute.	Service Instructions.	Words.
Hassan	10		8/45		21

TO Desai Bangalore -

Recd. here at 8/42 M.

Pray liberal construction regarding timings and dates in filing candidature notices avoid uncertainty later election cases = Rangaswamy advocate

N. B.—The name of the Sender, if telegraphed, is written after the text.

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INDIAN POSTS AND TELEGRAPHS DEPARTMENT.

CHIEF 13 JAN 57 GOVT OF MYSORE.

OFFICE OF THE SECRETARY No.

13 JAN 57

Received here at 9 H. 25 M.

M HASSAN 13 57

13

RP PD RE ONE CHISEC BANGALORE

REPRESENTATIVE ASSEMBLY AND LEGISLATIVE COUNCIL

MY CANDIDATURE MACHANICALLY REJECTED RESPECTFULLY PRAY SCRUTINY AND ACCEPTANCE THIS ELECTION ONLY OMITTING MENTIONING ELECTORAL ROLL TALUK NOT FATAL AGE ADDRESS ROLL NUMBER 1302 ESTABLISHED IDENTITY BEYOND DOUBT REJECTION UNFAIR AND UNGENEROUS MYSELF PAYING RUPEES 800 TAXES PRAY GENEROUS TREATMENT AND URGENT ORDERS

- MATHIGATTA LINGAPPAGOWDA BELLUR INDEPENDENT CANDIDATE LEGISLATIVE COUNCIL -

(HSN 9/25 0/1.)

The sequence of entries at the beginning of this telegram is—class of telegram, time handed in, serial number (in the case of foreign telegrams only), office of origin, date, service instructions (if any), and number of words.

This form must accompany any inquiry respecting this Telegram.

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52

218

INLAND REPLY VOUCHER.

A sum of *Rs One *A. nil having been deposited for a reply to a Telegram No. 32 handed in at Hassan at 8 H. — M., this Form will be accepted within two months of the date of its issue at any Telegraph Office in payment or in part payment, as the case may be, of an Inland Telegram.

DATE-STAMP OF ISSUING OFFICE.

BENGAL GPO 13 JAN 41

52 Signature of Issuing Clerk [signature] 13/1/41

* NOTE.—The sum paid must be written in words, *not in figures*.

N.B.—If this Form be not used, the amount deposited will be returned to the Sender of the original Telegram by the Officer-in-charge, Telegraph Check Office, Calcutta, provided an application for the same is received by him *within two months of the date of issue* of this form. After this interval no application for the return of the amount will be entertained. This Form must be produced when the application is made. If the charge for the Telegram franked by this Form is less than the amount deposited, the difference, if it be not less than eight annas, will be refunded to the Sender as stated above. A refund cannot be made on a Reply Telegram Form which has been prepaid by another Reply Telegram Form and not by cash or stamps.

The *ACCURACY* of Telegrams is not guaranteed; the Sender and Receiver must accept *ALL RISKS* arising from non-delivery, errors or delays. *Complaints* respecting this Telegram must reach the Postmaster-General of the Circle, concerned *within two months* of the date of the Telegram. The receipt granted for the Telegram should be enclosed with the reference.

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INDIAN POSTS AND TELEGRAPHS DEPARTMENT.

Receipt for Inland Reply Telegram.

Class Excess Charge. No. Date
Prefix Rs. A.

Office of Origin

The excess charge (if any) printed on this Form has been duly paid in respect of the telegram indicated by number. Should any reference become necessary, the production of this Receipt will enable the telegram to be traced by the Office of Origin within seven days of the date of its dispatch, thereafter, *Complaints* respecting this Telegram and applications for *Refund*, involving complaints against the service should be made to the Postmaster-General of the Circle, concerned, so as to reach him within two months from the date of this telegram. Applications for Refund *which do not involve complaints against the service* should be made to the Officer-in-charge, Telegraph Check Office, Calcutta, and must reach him within that period.

Class Rs. A.
Prefix Excess Charge. No. Date

Office of Origin

Service
Code Instructions

Nothing to be written by the Sender above this line.

INDIAN POSTS AND TELEGRAPHS DEPARTMENT.

P

Inland Reply Telegram

H. M. Words.

Sent at
To
By

Excess Charge. Rs. A.

Space for Postage Stamps.
(*Space for additional postage stamps on reverse*).

(If National Cash Register Machine is in use the booking clerk should sign here.)

The class should be Express if the value of the Reply Voucher and cash (if any) is sufficient to cover the cost by that class; otherwise it should be Ordinary.

NOTICE.
The address of this Telegram must be as full as that of an Ordinary Telegram.

TO { Name / Address / Telegraph Office

FROM {

NOT TO BE TELEGRAPHED. { Signature and Address of Sender